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STATUTES

OF THE

PROVINCE OF ONTARIO

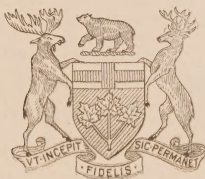
PASSED IN THE SESSION HELD IN THE

Ninth Year of the Reign of His Majesty
KING GEORGE V,

Being the Fifth Session of the Fourteenth
Legislature of Ontario

1919

BEGUN AND HOLDEN AT TORONTO ON THE TWENTY-FIFTH DAY OF FEBRUARY IN THE YEAR
OF OUR LORD ONE THOUSAND NINE HUNDRED AND NINETEEN



HIS HONOUR

SIR JOHN STRATHEARN HENDRIE, K.C.M.G., C.V.O.
LIEUTENANT-GOVERNOR.

TORONTO

PRINTED AND PUBLISHED BY A. T. WILGRESS

Printer to the King's Most Excellent Majesty

1919

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9 GEORGE V.

CHAPTER 1.

An Act for granting to His Majesty certain sums of money for the Public Service of the financial year ending on the 31st day of October, 1919, and for the Public Service of the financial year ending the 31st day of October, 1920.

Assented to 24th April, 1919.

MOST GRACIOUS SOVEREIGN:

WHEREAS it appears by message from His Honour ^{Preamble.} Sir John Strathearn Hendrie, K.C.M.G., C.V.O., a Colonel in the Militia of Canada, Lieutenant-Governor of the Province of Ontario, and the estimates accompanying the same, that the sums hereinafter mentioned in the schedules to this Act are required to defray certain expenses of the public service of this Province, not otherwise provided for, for the financial year ending the 31st day of October, 1919, and for the financial year ending the 31st day of October, 1920, and for other purposes connected with the public service, May it therefore please Your Majesty that it may be enacted, and it is hereby enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, as follows:—

1. From and out of the Consolidated Revenue Fund of this Province, there may be paid and applied a sum not exceeding in the whole Eighteen million four hundred and fifty-five thousand three hundred and ninety-two dollars and sixty-nine cents towards defraying the several charges and expenses of the public service of this Province, not otherwise provided for, from the first day of November, 1918, to the thirty-first day of October, 1919, as set forth in Schedule "A" to this Act.

\$18,455,-
392.69
granted
for year
ending 31st
October,
1919.

2. From and out of the Consolidated Revenue Fund of this Province, there may be paid and applied a sum not exceeding in the whole Thirteen million eight hundred and fourteen thousand two hundred and fifty-eight dollars and sixty-seven cents towards defraying the several charges and expenses

\$13,814,-
258.67
granted
for fiscal
year 1919-20.

expenses of the public service of this Province, not otherwise provided for, from the first day of October, 1919, to the thirty-first day of October, 1920, as set forth in Schedule "B" to this Act.

Accounts
to be laid
before
Assembly.

3. Accounts in detail of all moneys received on account of this Province during the said financial year 1918-1919 and of all expenditures under Schedule "A" of this Act, shall be laid before the Legislative Assembly at its first sitting after the completion of the said period; and accounts in detail of all moneys received on account of this Province during the financial year 1919-1920 and of all expenditures under Schedule "B" of this Act shall be laid before the Legislative Assembly at the first sitting after the completion of the said financial year.

Appropriations for
1918-1919
unexpended.

4. Any part of the money under Schedule "A" appropriated by this Act out of the Consolidated Revenue, which may be unexpended on the thirty-first day of October, 1919, shall not be expended thereafter, except in the payment of accounts and expenses incurred on or prior to the said day; and all balances remaining unexpended after the said date or at such subsequent date as may be fixed by the Lieutenant-Governor in Council under the provisions of *The Audit Act* shall lapse and be written off.

Appropriations for
1919-1920
unexpended,
to lapse.

5. Any part of the money under Schedule "B" appropriated by this Act out of the Consolidated Revenue, which may be unexpended on the thirty-first day of October, 1920, shall not be expended thereafter, except in the payment of accounts and expenses incurred on or prior to the said day; and all balances remaining unexpended after the said date or after a date fixed by the Lieutenant-Governor in Council as mentioned in section 4 shall lapse and be written off.

Accounting
for expenditure.

6. The due application of all moneys expended under this Act out of the Consolidated Revenue shall be accounted for to His Majesty.

Commencement of
Act.

7. This Act shall come into force on the day upon which it receives the Royal Assent.

SCHEDULE "A."

Sums granted to His Majesty by this Act for the financial year ending on the thirty-first day of October, one thousand nine hundred and nineteen and the purposes for which they are granted:

CIVIL GOVERNMENT.

To defray the expenses of the several departments at
Toronto:

Department of the Prime Minister and President of the Council	\$10,000 00	
Attorney-General's Department	200 00	
Education Department	3,002 70	
Lands, Forests and Mines Department	5,950 00	
Public Works Department...	19,952 60	
Department of Public Highways	20,000 00	
Treasury Department	8,000 00	
Audit Office	3,000 00	
Provincial Secretary's Department	69,500 00	
Department of Agriculture...	7,938 00	
Miscellaneous	325 00	
		\$147,868 30

LEGISLATION.

To defray expenses of Legislation..... \$23,966 70

ADMINISTRATION OF JUSTICE.

To defray expenses of administration of
Justice \$24,154 75

EDUCATION.

To defray expenses of:

Public and Separate Schools Education	\$553,359 56	
Normal and Model Schools, Toronto	5,111 15	
Normal and Model Schools, Ottawa	6,869 23	
Normal School, London	1,990 68	
Normal School, Hamilton ...	2,948 80	
Normal School, Peterborough.	2,054 23	
Normal School, Stratford....	2,120 06	
Normal School, North Bay...	1,787 02	
English-French Professional Training Schools	13,782 20	

High

High Schools and Collegiate Institutes	2,657 77
Departmental Library and Museum	1,013 75
Public Libraries, Art Schools, Historical, Literary and Scientific Societies	12,500 00
Technical Education	226,300 00
Provincial and other Universities	360,750 00
The Ontario School for the Deaf, Belleville	2,876 26
The Ontario School for the Blind, Brantford	2,656 61
Miscellaneous	11,000 00
	<hr/> \$1,209,777 32

PUBLIC INSTITUTIONS.

To defray expenses of:

Hospital for Insane, Brockville	\$40,600 00
Hospital for Insane, Hamilton	25,550 00
Hospital for Insane, Kingston	31,000 00
Hospital for Insane, London.. ..	42,000 00
Hospital for Insane, Mimico.. ..	31,300 00
Hospital for Feeble-Minded, Orillia	35,250 00
Hospital for the Insane, Penetanguishene	12,500 00
Hospital for Insane, Toronto.. ..	28,100 00
Hospital for Epileptics, Woodstock	5,300 00
Ontario Reformatory Industries	494 10
Andrew Mercer Reformatory, Toronto	6,950 00
Industrial Farm, Burwash... ..	1,457 00
Miscellaneous	6,864 60
	<hr/> \$267,365 70

AGRICULTURE.

To defray expenses of a grant in aid of Agriculture	\$114,572 16
---	--------------

COLONIZATION AND IMMIGRATION.

To defray expenses of Colonization and Immigration	\$65,512 00
--	-------------

HOSPITALS AND CHARITIES.

To defray expenses of a grant in aid of Hospitals and Charities	\$283,582 50
---	--------------

MAINTENANCE AND REPAIRS OF GOVERNMENT AND
DEPARTMENTAL BUILDINGS.

To defray expenses of:

Parliament and Departmental Buildings	\$27,051 92	
Osgoode Hall	2,161 25	
Miscellaneous	717 94	
		\$29,931 11

PUBLIC BUILDINGS.

To defray expenses of:

Parliament Buildings	\$200,000 00
Osgoode Hall	17,500 00

Public Institutions:

Hospital for Insane, Brockville	76,300 00
Hospital for Insane, Hamilton	67,620 00
Hospital for Insane, Kingston	113,000 00
Hospital for Insane, London..	106,600 00
Hospital for Insane, Mimico..	87,600 00
Hospital for Feeble-Minded, Orillia	110,527 95
Hospital for Insane, Penetanguishene	16,000 00
Hospital for Insane, Toronto..	526,895 19
Hospital for Epileptics, Woodstock	127,500 00
Andrew Mercer Reformatory, Toronto	4,000 00

Educational:

Normal and Model Schools, Toronto	22,712 28
Normal and Model Schools, Ottawa	64,650 00
Normal School, London	9,250 00

Normal

Normal School, Hamilton ...	9,277 21
Normal School, Peterborough.	13,063 00
Normal School, Stratford....	7,600 00
Normal School, North Bay...	11,000 00
The Ontario School for the Deaf, Belleville	50,000 00
The Ontario School for the Blind, Brantford	7,500 00
Ontario Agricultural College..	87,600 00
Ontario Veterinary College..	2,000 00
Horticultural Experimental Station, Jordan Harbour ..	9,533 54

Districts:

Algoma	64,159 84
Kenora	2,620 00
Manitoulin	1,000 00
Muskoka	1,788 58
Nipissing	1,410 00
Parry Sound	2,925 00
Rainy River	3,226 00
Sudbury	65,334 49
Temiskaming	2,960 00
Thunder Bay	59,300 00
Miscellaneous	10,000 00

Total Public Buildings\$1,962,453 08

PUBLIC WORKS.

To defray expenses of Public Works..... \$305,010 00

COLONIZATION AND MINING ROADS.

To defray expenses of Construction and
Repairs \$347,322 34

DEPARTMENT OF PUBLIC HIGHWAYS.

To defray expenses of Department of Public
Highways \$28,700 00

GAME AND FISHERIES.

To defray expenses of Game and Fisheries.. \$44,517 24

ATTORNEY-GENERAL'S DEPARTMENT—MISCELLANEOUS.

To defray expenses of Attorney-General's
Department, Miscellaneous \$5,100 00

TREASURY

TREASURY DEPARTMENT—MISCELLANEOUS.

To defray expenses of Treasury Department, Miscellaneous	\$37,090 00
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PROVINCIAL SECRETARY'S DEPARTMENT—MISCELLANEOUS.

To defray expenses of Provincial Secretary's Department, Miscellaneous	\$9,163 00
---	------------

LANDS, FORESTS AND MINES.

To defray expenses on account of Crown Lands	\$286,071 73
---	--------------

REFUNDS.

To defray expenses on Account of Refunds	\$4,614 90
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MISCELLANEOUS EXPENDITURE.

To defray Miscellaneous Expenditures	\$39,900 00
--	-------------

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

To defray expenses on account of the Hydro- Electric Power Commission of Ontario	\$11,946,500 00
---	-----------------

THE TEMISKAMING AND NORTHERN ONTARIO RAILWAY
COMMISSION.

To defray expenses on account of the Temis- kaming and Northern Ontario Railway Commission	\$1,272,219 86
--	----------------

Total Estimates for Expenditure of 1917- 1918	\$18,455,392 69
--	-----------------

SCHEDULE "B."

Sums granted to His Majesty by this Act for the financial year ending on the thirty-first day of October, one thousand nine hundred and twenty, and the purposes for which they are granted:

CIVIL GOVERNMENT.

To defray the expenses of the several De- partments at Toronto:	
Lieutenant-Governor's Office	\$5,450 00
Department	

Department of the Prime Minister and President of the Council	30,625 00
Attorney-General's Department	88,500 00
Education Department	54,050 00
Lands, Forests and Mines Department	245,345 00
Public Works Department	169,695 00
Department of Public Highways	97,000 00
Game and Fisheries Department	47,275 00
Treasury Department	97,550 00
Audit Office	37,450 00
Provincial Secretary's Department	313,335 00
Department of Agriculture	91,125 00
Miscellaneous	24,250 00
	<hr/> \$1,301,650 00

LEGISLATION.

To defray the expenses of Legislation	\$328,700 00
---	--------------

ADMINISTRATION OF JUSTICE.

To defray expenses of Administration of Justice	\$819,585 00
---	--------------

EDUCATION.

Public and Separate School Education	\$2,029,255 00
Normal and Model Schools, Toronto	102,007 00
Normal and Model Schools, Ottawa	72,340 00
Normal School, London	35,600 00
Normal School, Hamilton	32,600 00
Normal School, Peterborough	33,090 00
Normal School, Stratford	33,300 00
Normal School, North Bay	51,490 00
English-French Professional Training Schools	40,375 00
High Schools and Collegiate Institutes	165,900 00
Departmental Library and Museum	22,850 00
Public Libraries, Art Schools, Historical, Literary and Scientific Societies	101,200 00

Technical

Technical Education	383,900 00
Superannuated Public and High School Teachers	45,150 00
Provincial and other Universi- ties	50,950 00
The Ontario School for the Deaf, Belleville	103,960 00
The Ontario School for the Blind, Brantford	83,480 00
Miscellaneous	37,100 00
	<hr/> \$3,424,547 00

PUBLIC INSTITUTIONS.

Ontario Hospital, Brockville..	\$238,907 00
Ontario Hospital, Hamilton..	292,900 00
Ontario Hospital, Kingston...	195,100 00
Ontario Hospital, London....	285,660 00
Ontario Hospital, Mimico....	181,775 00
Ontario Hospital, Orillia.....	207,302 00
Ontario Hospital, Penetang- uishene	102,043 00
Ontario Hospital, Toronto....	304,652 00
Reception Hospital, Toronto..	15,500 00
Ontario Hospital, Woodstock.	71,826 00
Ontario Reformatory	7,000 00
Ontario Reformatory Indus- tries	133,900 00
Mercer Reformatory, Toronto.	65,920 00
Mercer Reformatory Indus- tries	10,000 00
Industrial Farm, Burwash...	166,530 00
Industrial Farm, Fort William	25,000 00
Miscellaneous	63,725 00
	<hr/> \$2,367,740 00

AGRICULTURE.

To defray expenses of a grant in aid of Agri- culture	\$1,127,128 00
--	----------------

COLONIZATION AND IMMIGRATION.

To defray expenses of Colonization and Immi- gration	\$160,000 00
---	--------------

HOSPITALS AND CHARITIES.

To defray expenses of a grant in aid of Hos- pitals and Charities	\$716,552 32
--	--------------

MAINTENANCE

MAINTENANCE AND REPAIRS OF GOVERNMENT AND
DEPARTMENTAL BUILDINGS.

Government House	\$17,300 00	
Parliament and Departmental Buildings	223,168 35	
Osgoode Hall	38,178 00	
Miscellaneous	21,250 00	
	<hr/>	\$299,896 35

PUBLIC BUILDINGS.

To defray expenses of:

Parliament and Departmental Buildings	\$150,000 00	
Osgoode Hall	7,000 00	
Public Institutions	159,000 00	
Educational	69,750 00	
Agriculture	4,000 00	
Districts	6,150 00	
Miscellaneous	100,000 00	
	<hr/>	\$495,900 00

PUBLIC WORKS.

To defray expenses of Public Works.....	\$207,400 00
---	--------------

COLONIZATION AND MINING ROADS.

To defray expenses of Construction and Re- pairs	\$90,000 00
---	-------------

DEPARTMENT OF PUBLIC HIGHWAYS.

To defray expenses of Department of Public Highways	\$107,620 00
--	--------------

GAME AND FISHERIES.

To defray expenses of Game and Fisheries..	\$307,200 00
--	--------------

ATTORNEY-GENERAL'S DEPARTMENT, MISCELLANEOUS.

To defray expenses of Attorney-General's De- partment, Miscellaneous	\$89,700 00
---	-------------

TREASURY DEPARTMENT, MISCELLANEOUS.

To defray expenses of Treasury Department, Miscellaneous	\$147,670 00
	PROVINCIAL

PROVINCIAL SECRETARY'S DEPARTMENT, MISCELLANEOUS.

To defray expenses of Provincial Secretary's
 Department, Miscellaneous \$338,470 00

CHARGES ON CROWN LANDS.

To defray expenses on account of Crown
 Lands \$1,332,100 00

REFUNDS.

To defray expenses of:

Education	\$6,500 00	
Lands, Forests and Mines....	25,000 00	
Succession Duty	36,000 00	
Miscellaneous	37,000 00	
	<hr/>	\$104,500 00

MISCELLANEOUS EXPENDITURE.

To defray Miscellaneous Expenditure..... \$47,900 00

Total Estimates for Expenditure of 1918-
 1919 \$13,814,258 67

CHAPTER 2.

An Act for raising Money on the Credit of the Consolidated Revenue Fund of Ontario.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Loan of
\$10,000,000
authorized.

1. The Lieutenant-Governor in Council is hereby authorized to raise by way of loan a sum of money not exceeding Ten million dollars (\$10,000,000), for all or any of the purposes following, that is to say: for the public service, for works carried on by commissioners on behalf of Ontario, for the covering of any debt of Ontario on open account, for paying any floating indebtedness of Ontario, and for the carrying on of the public works authorized by the Legislature.

Terms of
loan.

2. The aforesaid sum of money may be borrowed for any term or terms not exceeding forty years, at such rate as may be fixed by the Lieutenant-Governor in Council, and shall be raised upon the credit of the Consolidated Revenue Fund of Ontario, and shall be chargeable thereupon.

Exemption
from taxa-
tion.

3. The Lieutenant-Governor in Council may direct that the securities issued for the loan authorized by this Act shall be free from any or all provincial taxes, succession duties and impositions whatsoever.

Sinking
fund.

4. The Lieutenant-Governor in Council may provide for a special sinking fund with respect to the issue herein authorized, and such sinking fund may be at a greater rate than the one-half of one per centum per annum on the amount of such debentures or stock, as specified in subsection 2 of section 4 of *The Provincial Loans Act*.

Commence-
ment of
Act.

5. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER

CHAPTER 3.

An Act to confirm Agreements between the Canadian Bankers Association and His Majesty, the King.

Assented to 24th April, 1919.

WHEREAS owing to the urgent necessity for increased food production in the Province of Ontario, it was deemed desirable in the public interests to arrange for advances to *bona fide* farmers in the Province of Ontario for the purpose of buying seed grain, for the seasons of 1917 and 1918; and whereas His Majesty, the King, represented by the Honourable Thomas W. McGarry, Treasurer of the Province of Ontario, entered into contracts with the Canadian Bankers Association, copies of which are set out in Schedule "A" to this Act, providing for loans to *bona fide* farmers in the Province of Ontario for the purpose of buying seed for the seasons of 1917 and 1918; and whereas it is expedient that the said contracts should be confirmed and the Government of Ontario should be authorized and empowered to complete and carry out the said contracts; Preamble.

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Grain Loans Act*. Short title.
2. The Agreement dated the 9th day of May 1917, and the Agreement dated the 15th day of March, 1918, between His Majesty, the King, represented therein by the Honourable Thomas W. McGarry, Treasurer of the Province of Ontario and the Canadian Bankers Association, which Agreements are set out in Schedule "A" of this Act are hereby confirmed and declared to be legal, valid and binding upon the parties thereto. Agreement of 9th May, 1917, and 15th March, 1918, confirmed.
3. The Lieutenant-Governor in Council is hereby authorized and empowered to do all and every act, matter and thing requisite or necessary or deemed advisable to be done in order to complete and carry out the said contracts and all and every proviso and stipulation therein contained purporting to be made by or on behalf of His Majesty, the King. Authority to carry out agreements.
4. This Act shall come into force on the day upon which it receives the Royal Assent. Commencement of Act.

SCHEDULE

SCHEDULE "A."

Agreement entered into this ninth day of May, A.D. 1917.

Between:

His Majesty the King represented by the Honourable Thomas W. McGarry, Treasurer of the Province of Ontario, of the first part,

and

The Canadian Bankers Association, herein referred to as the "Association" of the second part.

Witnesseth as follows:

1. This agreement is entered into by the contracting parties in view of the urgent necessity for increased food production in the Province of Ontario.

2. The Association agrees that so far as lies in its powers, it will arrange that all banks, members of the Association doing business in the Province of Ontario, will favourably entertain and consider applications from *bona fide* farmers in the Province of Ontario for loans for the purpose of buying seed for the season of 1917, subject nevertheless to the following terms and conditions, that is to say:

(a) There shall be no obligation upon any bank to grant loans indiscriminately or to grant any particular loan, it being understood, however, that reasonable precaution being exercised, loans will not be confined to applicants who own their own lands or are otherwise in such financial position that they would ordinarily be entitled to credit, but will include tenant farmers, and that due regard will be had to the present situation and the necessity for increased crop production. Provided, however, that such loans shall not be knowingly made to those persons in Ontario who have already received loans from the Settlers Loan Commissioner for the purchase of seed;

(b) Loans entitled to the benefit of this agreement may be made up to and including the 1st day of July, 1917, shall not exceed the sum of Two hundred dollars (\$200) to any one applicant, and shall be repayable with interest at the rate of six per cent. (6%) per annum not later than the 1st day of November, 1917;

(c) Every bank making a loan pursuant to this agreement shall take from the borrower a promissory note in ordinary form and shall also take security in writing in accordance with the provisions of the Act of the Dominion Parliament, 1915, amending the Bank Act, 5 Geo. V, cap. 1, which said security may be in the form set forth in Schedule "A" to this agreement or to the like effect and may also take such other security, if any, as in the judgment of such bank is reasonably available.

3. Every bank making loans pursuant to this agreement will use its ordinary machinery for collection thereof, at and after maturity, and will reasonably adopt all ordinary means for collection thereof, but shall not be responsible for any failure to collect same.

4. Every bank claiming the benefit of this agreement with respect to loans shall within ten days after making each loan advise the Honourable, the Provincial Treasurer thereof by letter addressed to him at his office in the Parliament Buildings, Toronto, stating the name and address of each borrower and the amount of the loan; and shall make a return to the Honourable, the Provincial Treasurer, on or after the 20th day of November, 1917, and before the close of business on the 1st day of December, 1917, of all loans made pursuant to this agreement, upon which at the date of such return any amount shall remain outstanding and unpaid.

5.

5. Banks having made returns in accordance with the provisions of the next preceding paragraph will be entitled to make a further return to the Honourable, the Provincial Treasurer, of all loans made pursuant to this agreement upon which on the 1st day of March, 1918, there shall remain outstanding and unpaid any amount due either in respect to principal or interest, and of all costs and expenses reasonably incurred in endeavouring to collect the same; and subject to audit and correction the aggregate amount stated in such return as then due to the bank making the same in respect to the said loans, interest and costs, shall be the amount to be repaid to such bank by the Honourable, the Provincial Treasurer, in accordance with the provisions of this agreement.

6. In consideration of this agreement on the part of the Association and in consideration of the making of the said loans in accordance therewith by banks, members of the Association, His Majesty the King, represented by the Honourable Thomas W. McGarry, Provincial Treasurer, hereby agrees with the Association and with each and every bank, member of the Association, which shall make any loan in pursuance thereof that such banks shall be and are hereby guaranteed and indemnified against loss, costs or expenses in connection therewith and that His Majesty will cause to be paid out of the revenue of the Province of Ontario, the amount of any loss, costs or expenses incurred by such bank in respect of any such loan, provided always that the return hereinbefore required shall have been duly made in accordance with the provisions hereof.

7. After payment of all loss made in connection with loans in respect of which any bank is entitled to the benefit of this agreement, such bank shall thereafter hold the note representing such loans and all security taken in respect thereof for the benefit of His Majesty, and shall thereafter deal therewith as the Honourable, the Provincial Treasurer shall from time to time direct.

8. And it is further declared and agreed that the Honourable, the Provincial Treasurer, executing this agreement on behalf of His Majesty the King, represents also the Government of the Province of Ontario, and undertakes and agrees on the part of the Government that legislation will be introduced, and if possible passed at the next session of the Legislature of the Province of Ontario, confirming this agreement and authorizing payment out of the revenues of Ontario, all such amounts of money as shall be required to be paid for the purpose of carrying out this agreement.

In witness whereof this agreement has been signed and sealed by the said, the Honourable Thomas W. McGarry, and has been executed by the Canadian Bankers Association under its corporate seal and the signatures of its proper officers in that behalf.

Signed, Sealed and Delivered
in the presence of

(Sgd.) THOMAS W. MCGARRY,
Treasurer of Ontario.

As to execution by

HON. THOMAS W. MCGARRY.

(Sgd.) FLORENCE MASON.

THE CANADIAN BANKERS ASSOCIATION.

Witness to signature of the
President of "The Canadian Bankers Association."

(Sgd.) E. L. PEASE, *President.*
(Sgd.) HENRY T. ROSS.

SCHEDULE

SCHEDULE "A."

Not exceed-
ing \$200.

The undersigned having applied for an advance and having represented that the money advanced will be used for the purpose of buying seed for the season 1917 and will not be used for any other purpose or to repay any debt, and that the undersigned has not obtained a loan for seed from any other bank, person or corporation or from the Settlers Loan Commissioner.

Describe the
bills or
notes.

In consideration of the advance of.....
dollars made by the..... Bank.....
to
for which the said banks hold the following bills or notes:

Describe the
land.

And inasmuch as the said advance was made on the representation that seed grain or other seed required for the crop of 1917 would be purchased with the said advance and would be sown upon land in the Province of Ontario, situated and being.....

The seed grain purchased and the crop grown from the grain so sown upon the land aforesaid and the seed other than grain so sown upon the said land and the crop grown therefrom and the grain threshed from the said seed and other crop as aforesaid are hereby assigned to the said bank as security for the payment, on or before the 1st day of November, 1917, of the said advance, together with interest thereon at the rate of 6 per cent. per annum from the day of the date hereof.

This security is given under the provisions of subsections 8 to 12, inclusive, of section 88 of the Bank Act and pursuant to this agreement and is subject to the provisions of the said Act.

Dated at

1917.

Agreement entered into this fifteenth day of March, A.D. 1918.

Between:

His Majesty the King represented by the Honourable Thomas W. McGarry, Treasurer of the Province of Ontario of the first part,

and

The Canadian Bankers Association, herein referred to as the "Association" of the second part.

Witnesseth as follows:

1. This agreement is entered into by the contracting parties in view of the urgent necessity for increased food production in the Province of Ontario.

2. This Association agrees that all banks, members of the Association doing business in the Province of Ontario, will favourably entertain and consider applications from *bona fide* farmers in the Province of Ontario for loans for the purpose of buying seed for the season of 1918, subject nevertheless to the following terms and conditions, that is to say:

(a) There shall be no obligation upon any bank to grant loans indiscriminately or to grant any particular loan, it being understood, however, that reasonable precaution being exercised, loans will not be confined to applicants who own their own lands or are otherwise in such financial position that they would ordinarily be entitled to credit, but will include tenant farmers, and that due regard will be had to the present situation and the necessity for increased crop production. Provided, however, that such loans shall not be knowingly made to those persons in Ontario who have already received loans from the Settlers Loan Commissioner for the purchase of seed;

(b) Loans entitled to the benefit of this agreement may be made up to and including the 1st day of July, 1918, shall not exceed the sum of Two hundred dollars (\$200) to any one applicant, and shall be repayable with interest at the rate of six per cent. (6%) per annum not later than the 1st day of November, 1918;

(c) Every bank making a loan pursuant to this agreement shall take from the borrower a promissory note in ordinary form and shall also take security in writing in accordance with the provisions of the Act of the Dominion Parliament, 1915, amending the Bank Act, 5 Geo. V, cap. 1, which said security may be in the form set forth in Schedule "A" to this agreement or to the like effect and may also take such other security, if any, as in the judgment of such bank is reasonably available.

3. Every bank making loans pursuant to this agreement will use its ordinary machinery for collection thereof, at and after maturity and will reasonably adopt all ordinary means for collection thereof, but shall not be responsible for failure to collect the same.

4. Every bank claiming the benefit of this agreement with respect to loans shall within ten days after making each loan advise the Honourable, the Provincial Treasurer thereof by letter addressed to him at his office in the Parliament Buildings, Toronto, stating the name and address of each borrower and the amount of the loan; and shall make a return to the Honourable, the Provincial Treasurer, on or after the 20th day of November, 1918, and before the close of business on the last day of December, 1918, of all loans made pursuant to this agreement, upon which at the date of such return any amount shall remain outstanding and unpaid.

5. Banks having made returns in accordance with the provisions of the next preceding paragraph will be entitled to make a further return to the Honourable, the Provincial Treasurer, of all loans made pursuant to this agreement upon which on the 1st day of March, 1919, there shall remain outstanding and unpaid any amount due either in respect to principal or interest, and of all costs and expenses reasonably incurred in endeavouring to collect the same; and subject to audit and correction the aggregate amount stated in such return as then due to the bank making the same in respect to the said loans, interest and costs, shall be the amount to be repaid to such bank by the Honourable, the Provincial Treasurer, in accordance with the provisions of this agreement.

6. In consideration of this agreement on the part of the Association and in consideration of the making of the said loans in accordance therewith by banks, members of the Association, His Majesty the King, represented by the Honourable Thomas W. McGarry, Provincial Treasurer, hereby agrees with the Association and with each and every bank, member of the Association, which shall make any loan in pursuance thereof that such banks shall be and are hereby guaranteed and indemnified against any loss, costs or expenses in connection therewith and that His Majesty will cause to be paid out of the revenue of the Province of Ontario, the amount of any loss, costs or expenses incurred by any such bank in respect of any such loan, provided always that the return hereinbefore required shall have been duly made in accordance with the provisions hereof.

7. After payment of all loss made in connection with loans in respect of which any bank is entitled to the benefit of this agreement, such bank shall thereafter hold the notes representing such loans and all security taken in respect thereof for the benefit of His Majesty, and shall thereafter deal therewith as the Honourable, the Provincial Treasurer shall from time to time direct.

8. And it is further declared and agreed that the Honourable, the Provincial Treasurer, executing this agreement on behalf of His Majesty the King, represents also the Government of the Province of Ontario, and undertakes and agrees on the part of the Government that legislation will be introduced, and if possible passed at the next session of the Legislature of the Province of Ontario, confirming this agreement and authorizing payment out of the revenues of Ontario, all such amounts of money as shall be required to be paid for the purpose of carrying out this agreement.

In witness whereof this agreement has been signed and sealed by the said, the Honourable Thomas W. McGarry, and has been executed by the Canadian Bankers Association under its corporate seal and the signatures of its proper officers in that behalf.

Signed, Sealed and Delivered
in the presence of

SCHEDULE "A."

The undersigned having applied for an advance and having represented that the money advanced will be used for the purpose of buying seed for the season 1918 and will not be used for any other purpose or to repay any debt, and that the undersigned has not obtained a loan for seed from any other bank, person or corporation or from the Settlers Loan Commissioner.

In consideration of the advance of Describe the
dollars made by the Bank bills or
to notes.
for which the said banks hold the following bills or notes:

..... Describe the
land.

And inasmuch as the said advance was made on the representation that seed grain or other seed required for the crop of 1918 would be purchased with the said advance and would be sown upon land in the Province of Ontario, situated and being.....

The seed grain purchased and the crop grown from the grain so sown upon the land aforesaid and the seed other than grain so sown upon the said land and the crop grown therefrom and the grain threshed from the said seed and other crop as aforesaid are hereby assigned to the said bank as security for the payment, on or before the 1st day of November, 1918, of the said advance, together with interest thereon at the rate of 6 per cent. per annum from the day of the date hereof.

This security is given under the provisions of subsections 8 to 12, inclusive, of section 88 of the Bank Act and pursuant to this agreement and is subject to the provisions of the said Act.

Dated at

1918.

.....

CHAPTER 4.

An Act to authorize the Lieutenant-Governor in Council to Guarantee the Payment of Certain Debentures.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title. **1.** This Act may be cited as *The Debentures Guarantee Act, 1919.*

Authority to guarantee certain debentures. **2.** The Lieutenant-Governor in Council may authorize the Treasurer of Ontario to guarantee the payment, on behalf of Ontario, of the debentures issued or to be issued under:—

Township of Tisdale—school purposes.

(a) By-laws Nos. 122 (as amended by By-law No. 167), 141 (as amended by By-law No. 168), 169 and 170 of the Corporation of the Township of Tisdale, providing for the borrowing of sums totaling fifty-eight thousand dollars (\$58,000) upon debentures for school sections numbers 1 and 2 in the said township, pursuant to the provisions of *The Public Schools Act* and *The Municipal Act*.

Township of Tisdale—Isolation hospitals.

(b) By-law No. 178 of the Corporation of the Township of Tisdale, intituled "A by-law to provide for raising the sum of ten thousand dollars (\$10,000) by way of loan upon the security of debentures of the Municipal Corporation of the Township of Tisdale for the purposes of defraying the expenses in connection with the establishment and maintenance of isolation hospitals."

Trustees of Timmins R.C. Separate Schools.

(c) By-law No. 4 of the Board of Trustees of the Roman Catholic Separate School for the Town of Timmins, intituled "A by-law providing for the

the issue of separate school debentures to the amount of fifteen thousand dollars (\$15,000) for the purpose of completing the construction of a Roman Catholic separate school in the Town of Timmins."

- (d) By-law No. 134 of the Town of Matheson, intituled ^{Town of Matheson—}
 "A by-law to provide for the borrowing of ^{Sewerage.}
 thirty-one thousand five hundred dollars
 (\$31,500) upon debentures to pay for the construction of a sewerage system."

- (e) By-law No. 115 of the Town of Matheson, as ^{Town of Matheson.}
 amended by By-law No. 116 of the said town, authorizing the issue of debentures to the amount of forty thousand dollars (\$40,000), bearing interest at the rate of six per cent. per annum, and payable in thirty equal annual instalments of principal and interest; and by By-law No. 117 of the said Town of Matheson, authorizing the issue of debentures to the amount of \$40,000, payable on the 6th day of May, 1923, pending the sale of and secured by the hypothecation of the debentures authorized by said By-law No. 115, as amended by said By-law No. 116; provided that the total liability of the Province of Ontario, under its guarantee of said debentures, shall not be effective beyond an aggregate principal amount of forty thousand dollars (\$40,000) and interest at a rate not exceeding seven per cent. per annum.

3. The form of guarantee and the manner of its execution shall be determined by the Lieutenant-Governor in ^{Form of guarantee.}
 Council.

4. Section 66 of *The Statute Law Amendment Act, 1918*, <sup>8 Geo. V,
c. 20, s. 66,
repealed.</sup>
 is hereby repealed.

5. This Act shall come into force on the day upon which <sup>Commence-
ment of
Act.</sup>
 it receives the Royal Assent.

CHAPTER 5.

An Act to repeal The Provincial War Tax Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

5 Geo. V.
c. 3, re-
pealed.

1. *The Provincial War Tax Act* and all amendments thereto are hereby repealed.

CHAPTER 6.

The Disqualification Act, 1919.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Disqualification Act*, Short title. 1919.

2. In this Act,

Interpreta-
tion.

1. "Military Service Act" means *The Military Service Act, 1917*, and all Orders and Regulations made thereunder or made pursuant to *The War Measures Act, 1914*, relating to military service.

2. "Defaulter" means any person whether convicted or not who has been since the beginning of the war, guilty of any of the following offences:

(a) Being liable for service under *The Military Service Act* was called out and without lawful excuse failed to report for military service; or,

(b) being ordered to report for duty or for medical examination under *The Military Service Act*, failed to do so; or,

(c) having been called out for service under *The Military Service Act* has been declared by competent military authority to be a deserter after being taken on the strength of a unit of the Canadian Expeditionary Forces or of the Active Militia and has not since so being declared a deserter gone overseas on active service.

3.

"Public
Office."

3. "Public Office" means and includes,
- (a) A seat in the Legislative Assembly of Ontario;
 - (b) A seat in any Municipal Council or High School, Public School or Separate School Board;
 - (c) Every office, Legislative, Municipal or Educational in the gift of the Crown or on the nomination or appointment of any provincial, municipal or school authority or filled by election.

4. "Treasonable or seditious offences" means and includes treason as defined by the Criminal Code, violations of section 134 of the Criminal Code, violations of Orders in Council passed in pursuance of *The War Measures Act, 1914*, and dealing with espionage, trading with the enemy, and Consolidated Orders, respecting censorship so far as such last-mentioned Orders prohibit the use of objectionable matter.

Certain
persons
disqualified.

3.—(1) Notwithstanding anything contained in any other Act, defaulters under *The Military Service Act* and persons who have been convicted of treasonable or seditious offences shall for ten years from the passing of this Act be disqualified from holding any public office and shall be disqualified and incompetent to vote at an election of a member to serve in the Legislative Assembly or at a municipal election or an election for school trustees or on any question or by-law submitted to the electors or ratepayers.

Penalty for
taking
public office.

(2) If any person mentioned in this section violates the provisions of subsection 1 he shall be liable to a fine not exceeding \$2,000, or to imprisonment for a period not exceeding six months, or both.

Penalty for
voting.

(3) If any person mentioned in this section attempts to vote at an election of a member to serve in the Legislative Assembly or at a municipal election or at an election for school trustee, or on any question or by-law submitted to the electors or ratepayers or attempts to obtain any public office, he shall be liable to a fine not exceeding \$500 or to imprisonment for a period not exceeding three months or both.

Recovery of
penalties.

4. The penalties imposed by or under the authority of this Act shall be recoverable under *The Ontario Summary Convictions Act*.

Commence-
ment of
Act.

5. This Act shall come into force and take effect on the day of the date of the assent of the Lieutenant-Governor thereto.

CHAPTER 7.

An Act to amend The Ontario Election Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Ontario Election Act*, Short title.
1919.

2. Subsection 2 of section 8 of *The Ontario Election Act* 8 Geo. V,
c. 3, s. 8.
subs. 2. 1918, is repealed and the following substituted therefor:

(2) A woman shall be deemed to be a British subject by birth or naturalization within the meaning of this Act so to be deemed a British subject, as to entitle her to be entered on the list of voters and to vote:—

(a) If she was born a British subject and is unmarried, or married to a British subject and has not become a subject of any foreign power; or citizen of any foreign state, or

(b) If she was naturalized in her own right prior to the 12th day of April, 1917, as a British subject, or if she has since become naturalized under section 2 of *The Naturalization Act, 1914*, and has not since become a subject of any foreign power; or citizen of any foreign state, or

(c) If she has become a British subject by marriage, or by the naturalization as a British subject of her parent while she was a minor, and in either case has done nothing to forfeit or lose her status as a British subject, and has obtained a certificate (Form 13) under the signature of a Judge of the Supreme Court, or of a county or district court under the seal of the court, certifying that she has personally appeared and has satisfied him that she is of the full age of twenty-one

twenty-one years, has resided in Canada a sufficient length of time, and is possessed of all requirements as would be necessary to entitle her, if unmarried, to become naturalized as a British subject, and that she has taken the oath of allegiance to His Majesty, and no woman shall be entitled to be entered on the list of voters or to vote unless so qualified.

8 Geo. V.
c. 3, s. 21,
amended.
Entry on
list.

3. Section 22 of *The Ontario Election Act, 1918*, is amended by adding after the word "concession" in the third line the words "post office address."

8 Geo. V.
c. 3, s. 27,
amended.

4. Section 27 of *The Ontario Election Act, 1918*, is amended by adding thereto the following subsection:

Certifying
printed
lists by
returning
officer.

- (2) When the lists of voters prepared by the enumerators for the polling subdivisions of an electoral district are printed, the returning officer shall not be required to certify the list for each polling subdivision separately, but may bind up or fasten together all the printed lists for the electoral district and may certify the same as the list of voters for the electoral district for the purposes of this section.

Rev. Stat.,
c. 3, s. 54,
amended.

5. Section 54 of *The Ontario Election Act*, is amended by adding thereto the following subsections:

Use of
schools as
polling
places.

- (10) Where the returning officer deems it necessary so to do he may use the whole or any part of a public school house in the electoral district without charge, for the purpose of a polling place or polling places.

Use of
portable
polling
places.

- (11) The returning officer shall have power when necessary to substitute a tent or portable booth for a polling place in any polling subdivision and to set up such tent or booth without charge in any street, lane or vacant lot within such polling subdivision.

Preparation
of lists
before
nomination.

6.—(1) Notwithstanding anything contained in *The Ontario Election Act* or any amendment thereto, or in *The Ontario Election Act, 1918*, the Lieutenant-Governor in Council may at any time direct that the lists of voters for any electoral district or for all the electoral districts in Ontario shall be prepared, and may appoint a chief enumerator for any electoral district who shall have and perform with respect to the preparation of such lists the like powers and

and duties as a returning officer appointed under *The Ontario Election Act*, and the Lieutenant-Governor in Council shall fix the date upon which the enumerators shall commence to make up the lists of voters required by *The Ontario Election Act, 1918*. The Chief Enumerator shall be the Returning Officer for the Electoral District at the next ensuing general or by-election.

(2) The lists shall be prepared and revised and certified in the manner provided by *The Ontario Election Act, 1918*, as amended by this Act, and the provisions of the said Act shall, so far as applicable, apply to lists prepared under subsection 1. Manner of procedure.

(3) The lists so prepared, and revised and certified shall be the proper lists to be used at the election or voting upon any question held next after the certifying of such lists. Lists to be used at next election.

(4) Where the preparation of lists under subsection 1 has been ordered before the date fixed for nomination at an election, the date fixed for holding the poll at an election at which such lists may be used shall be the seventh day after the date fixed for nomination. Date of polling.

7. Nothing in section 6 shall prevent the issue of the writ or the appointment of the nomination day and polling day and the making up of the lists after the day fixed for nomination as provided by *The Ontario Election Act, 1918*; but the Lieutenant-Governor in Council shall, in every case fix the date upon which the enumerators shall commence to make up the lists. Preparation of lists after nomination.

8. Clause *c* of paragraph 1 of section 3 of *The Ontario Election Act, 1918*, is repealed and the following substituted therefor: 8 Geo. V, c. 3, s. 3, par 1, cl. c, repealed.

(c) Has resided in Canada for the twelve months next preceding the day fixed by the Lieutenant-Governor in Council as the day upon which the enumerator shall commence to make up the lists and is on the said day or will be within fifty-six days thereafter of the full age of twenty-one years. Qualification of voters.

9.—(1) Where an election is to be held or a vote is to be taken upon a question to be submitted to the electors not more than one year after the date fixed for holding the poll at a previous election or voting upon a question, the Lieutenant-Governor in Council may direct that the lists of voters for any electoral district prepared and certified for use at such Use of lists at subsequent elections.

such first-mentioned election or voting shall be the lists of voters to be used for such electoral district at the subsequent election or voting.

Revision
of lists.

(2) The Lieutenant-Governor in Council may, in his discretion, direct that the Voters Registration Board shall provide for the holding of sittings of revising officers who may be members of the said Board to be appointed by the Board for the purpose of hearing complaints as to the lists, and in that case the right of appeal or complaint to the revising officer, the powers of the revising officer, and the procedure with respect to complaints, the correction, revision and certification of lists and the attendance of witnesses, shall be the same as nearly as may be as in the case of appeals or complaints to the revising officer upon the preparation of the lists under *The Ontario Election Act, 1918*.

§ Geo. V,
c. 3
amended.

10. *The Ontario Election Act, 1918*, is amended by adding as Form 13, the form in the Schedule to this Act.

General
power
as to
regulations.

11. The Lieutenant-Governor in Council may give such directions and make such Regulations as he may deem necessary for carrying out the provisions of *The Ontario Election Act, 1918*, and of this Act, and for the guidance of returning officers and other officers and persons charged with any duty under the said Acts, and may by such directions or Regulations modify or alter any provision when the same appears to be inconvenient or impracticable, and may make due provision for circumstances which are not provided for or contemplated by this Act, but every regulation made under this section shall as soon as may be thereafter be published in *The Ontario Gazette*.

Application
of election
provisions to
referendum.

12. Where by any statute of Ontario it is directed that a question or questions shall be submitted to the vote of the electors qualified to vote at the election of members to the assembly, all the provisions by law applicable to the holding of an election to the Assembly, including the appointment of returning officers, and other officials, the preparation of lists of voters and polling lists, the hours of polling, the qualification and oaths of voters, illegal and corrupt practices and penalties and prosecutions therefor, the manner of preparing the ballot and the marking thereof, the appointment, rights and duties of agents and the manner of counting the votes and making returns thereof shall *mutatis mutandis* apply to the taking of the vote upon any such question.

13. Subsection 1 of section 64 of *The Ontario Election Act, 1918*, is amended by adding the following clauses: ^{8 Geo. V, c. 3, s. 64, subs. 1, amended.}

(g) For prescribing notwithstanding anything contained in section 39, a form of voters' notice of complaint to be used in lieu of Form 11, in cities and towns, which form may provide for a separate notice or combined notices of complaint as may be directed in the Regulations. ^{Regulations as to notice of complaint.}

(h) For making further provision if necessary for taking the votes of railway employees under the provisions of section 15 of this Act. ^{As to railway voters.}

14.—(1) The Lieutenant-Governor in Council may by order declare that the following subsections of this section shall apply to any electoral district or to any municipality in an electoral district, and thereafter and while the order remains in force polls shall be provided at any election to the Assembly or the voting upon any question submitted to the electors of Ontario for receiving the votes of railway employees whose employment is such as to necessitate their absence from time to time from their ordinary place of residence and who have reason to believe that they will be so absent upon the day fixed for polling at such election or upon such question. ^{Special polls for railway employees.}

(2) For the purpose of enabling such railway employees to vote, polls shall be held and kept open from nine o'clock in the forenoon until five o'clock in the afternoon for the three days, exclusive of Sunday, immediately preceding the day fixed by proclamation for holding the poll at the election or voting upon the question. ^{When polls to be open.}

(3) The Lieutenant-Governor in Council shall fix the number of polls to be so opened in the electoral district or municipality and the returning officer shall fix the polling places and shall appoint a deputy returning officer and poll clerk to hold each poll. ^{Number of polls and appointment of officers.}

(4) Notice of the times and places at which polls shall be opened shall be given by the returning officer at least one week prior to the first day so fixed by advertisement in a ^{Notice of polls.}

newspaper published in the electoral district or municipality and by posting up notices at each of the polling places so appointed.

Furnishing
necessary
material
and supplies.

(5) Ballot boxes and ballot papers and a certified voters' list containing all the printed lists for the electoral district or so many as may be required for the purpose of the poll shall be supplied by the returning officer to the deputy returning officer together with poll books, forms of oath and other documents required for the purpose of the polls.

Declaration
by voter.

(6) Every person offering himself as a voter at the polling place before being allowed to vote shall be required by the deputy returning officer to make the following declaration, which shall be kept by the deputy returning officer with the other records of the poll:

I, _____, declare that I am at present employed by _____ railway company, and that I expect in the course of my employment to be absent from my usual place of residence on the day for holding the poll at the coming general or by-election.

Dated at _____, this _____ day of _____, 19 ____.
(Name of Voter)

Witness:

Deputy Returning Officer.

Penalty.

(7) Any person signing any such declaration knowing that the statements therein are false shall incur a penalty of not less than \$25 nor more than \$100.

Record of
declaration.

(8) The poll clerk shall record in the poll book in the column headed "Remarks," after the name of each person who votes, a note that he has signed the declaration above set out.

Voter's
name must
be on list.

(9) No person shall be entitled to vote unless his name appears on the last revised voters' list for the electoral district.

Voter may
be sworn.

(10) The deputy returning officer and every candidate or his agent may require that the voter, before being handed a ballot, take the proper oath to be administered to a voter.

Procedure
after close
of poll.

(11) At the close of the poll each day the deputy returning officer and any candidate or agent present who desires to do so shall affix his seal to the ballot box in such a manner that it cannot be opened or any ballot be deposited in it without breaking such seals.

(12) On polling day the deputy returning officer shall in the presence of such candidates and their agents who may be present at the hour fixed for the closing of the poll open the ballot boxes, count the votes and perform all the other duties required of deputy returning officers by *The Ontario Election Act*, sections 113 to 120, inclusive.

Opening ballot box and counting ballots.

15. Forms 1-A, 2-A and 6 in the Schedule of this Act are substituted respectively for Forms 1-A, Form 2-A, and Form 6 in the Schedule of *The Ontario Election Act, 1918*.

⁸ Geo. V. c. 3, Forms amended.

SCHEDULE

FORM 13.

THE ONTARIO ELECTION ACT, 1919.

(Referred to in Section 8.)

I, _____, a Judge of the _____ Court hereby certify that _____ of the City of _____ in the County of _____, not being a British subject by virtue of her birth in Canada or in some other part of the British Empire, or by reason of naturalization in her own right, has personally appeared and has satisfied me that she:—

Is of the full age of twenty-one years;

Has resided in Canada a sufficient length of time;

And is possessed of all qualifications necessary to enable her, if unmarried, to become naturalized as a British subject; and

That she has taken the oath of allegiance to His Majesty.

Given under my hand and the seal of the said _____ Court,
this _____ day of _____, 19 _____

(Seal of Court.)

FORM 2.

ONTARIO ELECTION ACT, 1918.

A.

(Referred to in Section 15.)

Form of Oath to be administered to Voter qualified under Part 1,
s. 3, par. 1 and s. 6.

You swear (a):

1. That you are the person named or intended to be named by the name of _____ in the polling list now shown to you (or where a voter votes on a certificate given under section 88 of *The Ontario Election Act*, that you are the person named in the certificate now shown to you.)

2. That you are of the full age of twenty-one years.

IN THE CASE OF A MALE VOTER,—

3. That you are a British subject by birth.

[Or at the option of the voter,—

3. That you are a British subject by virtue of your naturalization before the 12th day of April, 1917 (or by virtue of your naturalization under section 2 of *The Naturalization Act, 1914*).]

IN THE CASE OF A FEMALE VOTER,—

3. That you are a British subject by birth, and are unmarried (or are married to a British subject).

[Or at the option of the voter,—

3. That you are a British subject by virtue of your naturalization in your own right, before the 12th day of April, 1917 (or by virtue of your naturalization in your own right under section 2 of *The Naturalization Act, 1914*).]

[Or at the option of the voter,—

3. That you are a British subject by virtue of your marriage to a British subject (or by virtue of the naturalization of your parent while you were a minor), and have done nothing to forfeit or lose your status as a British subject and are the holder of a certificate of a Judge given under *The Ontario Election Act, 1919*, entitling you to be entered on the Voters' list and to vote.]

4. That you are not a citizen or subject of any foreign country.

5. That you have resided within the Dominion of Canada for the twelve months next preceding the (b) day of
19 .

6. That you were on the said day in good faith a resident of and domiciled in the municipality in which this polling subdivision is situate.

7. That you have resided in this electoral district continuously for the three months next preceding the said day and have resided therein continuously from the said day, and that you are now actually resident and domiciled therein (c).

[Or at the option of the voter in the case of a city divided into two or more electoral districts or parts of which are situate in two or more electoral districts.

7. That you have resided in this municipality continuously for the three months next preceding the said day and have resided therein continuously from the said day and that you have resided continuously for the thirty days next preceding the said day in this electoral district, and have resided therein continuously since the said day, (c) and are now actually resident and domiciled therein.]

8. That you are not disqualified from voting at this election and are entitled to vote at this election and at this polling place.

9. That you have not voted before at this election, at this or at any other polling place.

10. That you have not received anything nor has anything been promised you, directly or indirectly, to induce you to vote at this election, or for loss of time, travelling expenses, hire of conveyance, or any service whatever connected with this election.

NOTE.—(a) If the voter is a person who may by law affirm in civil cases, then for "swear" substitute "solemnly affirm."

(b) The date to be inserted is the date fixed by the Lieutenant-Governor in Council for commencing to make up the lists.

(c) In case the voter has been temporarily absent, insert the following words: "except occasionally or temporarily, or as a member of a permanent militia corps enlisted for continuous service, or on service as a member of the active militia, or on military or naval service with Great Britain or her Allies during the present war, or as a student in attendance at an institution of learning in the Dominion of Canada, that is to say, (here name institution)," as the case may be.

FORM 2.

ONTARIO ELECTION ACT, 1918.

A.

(Referred to in Section 15.)

Ordinary Form of Oath to be Administered to Voter in Territory
without Municipal Organization.

You swear (a):

1. That you are the person named or intended to be named by the name of _____ in the polling list now shown to you (or where a voter votes on a certificate given under section 88 of *The Ontario Election Act*, that you are the person named in the certificate now shown to you.)

2. That you are of the full age of twenty-one years.

IN THE CASE OF A MALE VOTER,—

3. That you are a British subject by birth.

[Or at the option of the voter,—

3. That you are a British subject by virtue of your naturalization before the 12th day of April, 1917 (or by virtue of your naturalization under section 2 of *The Naturalization Act, 1914*).]

IN THE CASE OF A FEMALE VOTER.

3. That you are a British subject by birth, and are unmarried (or are married to a British subject.)

[Or at the option of the voter,—

3. That you are a British subject by virtue of your naturalization in your own right, before the 12th day of April, 1917 (or by virtue of your naturalization in your own right under section 2 of *The Naturalization Act, 1914*).]

[Or at the option of the voter,—

3. That you are a British subject by virtue of your marriage to a British subject (or by virtue of the naturalization of your parent while you were a minor), and have done nothing to forfeit or lose your status as a British subject and are the holder of a certificate of a Judge given under *The Ontario Election Act, 1919*, entitling you to be entered on the voters' list and to vote.]

4. That you are not a citizen or subject of any foreign country.

5. That you have resided within the Province of Ontario for the nine months next preceding the (b) _____ day of _____, 19 _____.

6. That you were on the said day, in good faith, a resident of and domiciled in the territory for which the voters' list was prepared, and that you have resided in this electoral district continuously from the said date, (c) and that you are now actually residing and domiciled therein.

[Or in the case of a clergyman, or a high or public or separate school teacher voting under section 29 in lieu of paragraph 6.

6. That you were on the said day, in good faith, a resident of and domiciled in the territory for which the voters' list was prepared.

(a) That you are a clergyman (or a high or public or separate school teacher, as the case may be);

(b) That you are still a resident of Ontario;

(c)

(c) That you have resided in this electoral district continuously from the said day until within three months next preceding this election;

(d) That you are not entitled to vote in any other electoral district.]

7. That you are not disqualified from voting and are entitled to vote at this election and at this polling place.

8. That you have not voted before at this election, at this or at any other polling place.

9. That you have not received anything nor has anything been promised you, directly or indirectly, to induce you to vote at this election, or for loss of time, travelling expenses, hire of conveyance, or any service whatever connected with this election.

10. And that you have not directly or indirectly paid or promised anything to any person, to induce him to vote or to refrain from voting at this election. So help you God.

NOTES.—(a) If the voter is a person who may by law affirm in civil cases then for "swear" substitute "solemnly affirm."

(b) The date to be inserted is the date fixed for commencing to prepare the list.

(c) In case the voter has been temporarily absent, insert the following words: "except occasionally or temporarily, or as a member of a permanent militia corps enlisted for continuous service, or on service as a member of the active militia, or on military or naval service with Great Britain or her Allies during the present war, or as a student in attendance at an institution of learning in the Dominion of Canada, that is to say (here name institution)," as the case may be.

FORM 6.

ONTARIO ELECTION ACT, 1918.

(Referred to in section 24, subs. 1.)

Form of oath to be administered by enumerator to persons desiring to be entered on the list.

You swear (a):

1. That your name is

2. That you reside at (Fill in street number or lot and concession.)

3. That you are of the full age of twenty-one years.

IN THE CASE OF A MALE VOTER.

4. That you are a British subject by birth.

[Or at the option of the voter,—

4. That you are a British subject by virtue of your naturalization before the 12th day of April, 1917 (or by virtue of your naturalization under section 2 of *The Naturalization Act, 1914*).]

IN THE CASE OF A FEMALE VOTER.

4. That you are a British subject by birth, and are unmarried (or are married to a British subject).

[Or at the option of the voter,—

4. That you are a British subject by virtue of your naturalization in your own right, before the 12th day of April, 1917 (or by virtue of your naturalization in your own right under section 2 of *The Naturalization Act, 1914*).]

[Or at the option of the voter.—

4. That you are a British subject by virtue of your marriage to a British subject (or by virtue of the naturalization of your parent while you were a minor) and have done nothing to forfeit or lose your status as a British subject and are the holder of a certificate of a Judge given under *The Ontario Election Act, 1919*, entitling you to be entered on the voters' list and to vote.]

5. That you are not a citizen or subject of any foreign country.

6. That you have resided within the Dominion of Canada for the twelve months next preceding the _____ day of _____, being the day fixed by the Lieutenant-Governor in Council for commencing to make up the lists upon which you desire to be entered.

7. That you were on the said day in good faith a resident of and domiciled in the municipality in which this polling subdivision is situate.

8. That you have resided in this electoral district continuously for the three months next preceding the said day, and that you are now actually a resident of and domiciled therein.

[Or at the option of the voter in the case of a city divided into two or more electoral districts or parts of which are situate in two or more electoral districts.

8. That you have resided in this municipality continuously for the three months next preceding the said day, and have resided therein continuously from the said day, and that you have resided continuously for the thirty days next preceding the said day in this electoral district and have resided therein continuously since the said day.]

9. That you are entitled to vote at this election.

NOTE.—(a) If the voter is a person who may by law affirm in civil cases then for "swear" substitute "solemnly affirm."

(b) In case the voter has been temporarily absent, insert the following words: "except occasionally or temporarily, or as a member of a permanent militia corps enlisted for continuous service, or on service as a member of the active militia, or on military or naval service with Great Britain or her Allies during the present war, or as a student in attendance at an institution of learning in the Dominion of Canada, that is to say (here name institution)," as the case may be.

[OR IN THE CASE OF A PERSON CLAIMING TO BE QUALIFIED UNDER PARAGRAPH 2 OF SECTION 3.

You swear (a):

1. That your name is _____

2. That you are a British subject.

3. That you have served (or are serving) in the military (or naval) forces of Great Britain (or Canada, or of any other British possession, naming it, or in the military or naval forces of any of Great Britain's Allies in the present war, naming the forces with which the voter has served or is serving).

4. That at the time when you entered such service you were a resident of this municipality.

[Or at the option of the voter in lieu of paragraph 4—

4. That at the time when you entered such service you had no permanent place of residence in Ontario, but were temporarily resident in this municipality.]

5. That you are entitled to vote at this election.

NOTE.—(a) If the voter is a person who may by law affirm in civil cases then for "swear" substitute "solemnly affirm."

CHAPTER 8.

An Act to enable Women to be elected to the Assembly.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Women's Assembly Qualification Act, 1919.* Short title.

2. Section 11 of *The Ontario Election Act* is amended by striking out the word "male" in the first line thereof: and hereafter every woman who is of the full age of twenty-one years and is a British subject by birth or naturalization resident in Ontario, who is not disqualified by *The Legislative Assembly Act*, or by any other Act, shall be qualified to be a candidate for election to the Assembly. Rev. Stat. c. 8, s. 11, amended. Women may be elected to L.A. Rev. Stat. c. 11.

3. Section 7 of *The Legislative Assembly Act* is repealed and the following substituted therefor: Rev. Stat. c. 11, s. 7, repealed.

7. The persons qualified to be elected and to sit and vote as members of the Assembly shall be any male or female persons of the full age of twenty-one years who are British subjects by birth or naturalization resident in Ontario, and not disqualified by this or any other Act from election to the Assembly. Qualification of members of Assembly.

4. For the purposes of this Act a male person shall not be deemed to be a British subject by naturalization, unless he was naturalized prior to the 12th day of April, 1917, or has since become naturalized under section 2 of *The Naturalization Act, 1914*, Naturalization of men.

5. For the purposes of this Act a female person shall be deemed to be a British subject When woman to be deemed British subject.

(a)

- (a) If she was born a British subject and is unmarried, or is married to a British subject and has not become a subject of any foreign power; or
- (b) if she has herself been personally naturalized as a British subject and has not since become the subject of a foreign power; or
- (c) she has become a British subject by marriage or by the naturalization as a British subject of her parent while she was a minor, and in either case has done nothing to forfeit or lose her status as a British subject, and has obtained a certificate under the signature of a Judge of the Supreme Court or of a County or District Court, under the seal of the court, certifying that such female person is of the full age of twenty-one years, has resided in Canada a sufficient length of time and is possessed of all requirements necessary to entitle her, if unmarried, to become naturalized as a British subject, and that she has taken the oath of allegiance to His Majesty.

CHAPTER 9.

An Act to amend The Succession Duty Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Clause (b) of subsection 2 of section 7 of *The Succession Duty Act*, as enacted by section 5 of *The Succession Duty Act, 1914*, is repealed, and the following substituted therefor:—

(b) (1) Any property taken as a *donatio mortis causa*; *Donatio mortis causa.*

(2) Any property taken under a disposition operating or purporting to operate as an immediate gift *inter vivos*, whether by way of transfer, delivery, declaration of trust or otherwise, made since the first day of July, 1892;

(3) Any property taken under any gift whenever made of which actual and *bona fide* possession and enjoyment shall not have been assumed by the donee immediately upon the gift and thenceforward retained to the entire exclusion of the donor or of any benefit to him, whether voluntary or by contract or otherwise, except as hereinafter mentioned. Gifts where possession and enjoyment have not passed.

2. Subsection 3 of section 7 of *The Succession Duty Act*, as enacted by section 6 of *The Succession Duty Act, 1914*, and amended by section 2 of the Act passed in the eighth year of His Majesty's reign, chapter 6, is repealed, and the following substituted therefor:—

(3) Notwithstanding anything herein contained, no duty shall be payable in respect of any property (of which actual and *bona fide* possession and enjoyment shall have been assumed by the donee immediately upon the gift and thenceforward

Exemptions

forward retained to the entire exclusion of the donor or of any benefit to him, whether voluntarily or by contract or otherwise),—

Property transferred to certain relatives more than three years before death.

- (a) Given more than three years before the death of the donor to the father, mother, child, son-in-law or daughter-in-law of the donor, to the value or amount of \$20,000 in the aggregate, to the persons named in this subsection; or

Gifts *inter vivos* to \$500.

- (b) Given by the donor in his lifetime and not exceeding in value the sum of \$500 in the case of any one donee; or

Property transferred for consideration.

- (c) Actually and *bona fide* transferred for a consideration in money or money's worth paid to the transferor for his own use and benefit, except to the extent, if any, to which the value of the property transferred exceeds that of the consideration so paid.

CHAPTER 10.

An Act to amend The Provincial Loans Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Section 6 of *The Provincial Loans Act* is amended by adding thereto the following subsection:—

Rev. Stat.
c. 21, s. 6,
amended.

3. In the event of the loss of any debenture or coupon for interest on any debenture, the Treasurer of Ontario may, out of the Consolidated Revenue Fund, pay the amount thereof and may take a bond in such amount and in such form as he may deem advisable, indemnifying the Province of Ontario against loss in respect of such payments.

Payment
of lost
debentures
and
coupons.

2. This Act shall come into force on the day upon which it receives the Royal Assent.

Commence-
ment of
Act.

CHAPTER 11.

An Act respecting the Exportation of Poplar Pulp Wood.

Assented to 24th April, 1919.

Preamble.

WHEREAS it appears that there are large quantities of poplar pulp wood in the northern and north-western portions of Ontario; and whereas there is no market up to the present time for such poplar pulp wood in Canada, and it is represented on behalf of the holders of licenses or agreements to cut poplar pulp wood timber that it is impossible to secure sales thereof and that in consequence such holders will suffer great loss if the observance of "The Manufacturing Condition," as required by section 6 of *The Crown Timber Act* is insisted upon; and whereas it is expedient that "The Manufacturing Condition," as defined in Schedule "B" to the said Act should be suspended as regards poplar pulp wood;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The Poplar Pulp Wood Export Act, 1919*.

Suspension
of "Manu-
facturing
Condition"
as to
poplar
wood pulp.

2. The Minister of Lands, Forests and Mines is authorized to suspend the operation of "The Manufacturing Condition" for such period as to him may seem proper so as to permit the exportation of poplar pulp wood during such period without incurring the penalties imposed by the said Schedule "B."

Commence-
ment of
Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 12.

An Act to amend The Mining Act of Ontario.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario enacts as follows:—

1. This Act may be cited as *The Mining Amendment Act, 1919.* Short title.

2. Subsection 3 of section 52 of *The Mining Act of Ontario* is amended by inserting after the word "with" in the ninth line thereof, the words "or bordering on." Rev. Stat., c. 32, s. 52, subs. 3, amended. Reservation of chain on shore.

3. Subsection 3 of section 62 of *The Mining Act of Ontario* is amended by striking out the words "his No. 1 post" in the fourth and fifth lines and inserting in lieu thereof the words "each of the corner posts of the said claim," and also by striking out the word "tag" where it occurs in the ninth and tenth lines and inserting in lieu thereof the word "tags" in each case. Rev. Stat., c. 32, s. 62, subs. 3, amended. Tagging after recording claim.

4. Subsection 7 of section 78 of *The Mining Act of Ontario* is amended by inserting after the word "three" in the third line, the following words: "or in the case of claims taken up for iron ore, or iron pyrites, not more than six." Rev. Stat., c. 32, s. 78, subs. 7, amended. Working conditions.

5. Section 78 of *The Mining Act of Ontario* is amended by adding thereto the following subsection: Rev. Stat., c. 32, s. 78, amended.

(10.) The actual cost of the survey of a mining claim in compliance with section 113 or section 114 shall count as labour performed on the said claim at the rate of \$4 per day, but in no case shall more than twenty-five days' labour be so counted. Cost of survey to count as labour in working conditions.

6. Subsection 1 of section 85 of *The Mining Act of Ontario* is amended by striking out the figures "25" in the last line, and inserting in lieu thereof the figures "10." Rev. Stat., c. 32, s. 85, subs. 1, amended. Fee on post payment of forfeiture.

Rev. Stat.,
c. 32, s. 109,
amended.

Reserva-
tion for
roads in
patents.

7. Section 109 of *The Mining Act of Ontario* is amended by inserting the word "Kenora" after the word "Algoma" in the second line, and by inserting after the word "Mattawan" in the fifth line the words "excepting where road allowances have already been provided in a survey made or authorized by the Crown."

Rev. Stat.,
c. 32, s. 113,
subs. 2,
amended.

Survey of
claim in
unsurveyed
territory.

8. Subsection 2 of section 113 of *The Mining Act of Ontario* is amended by adding the following words, "Provided that where two mining claims are shown as having a common boundary in whole or in part, the boundary of the prior subsisting claim shall govern."

Rev. Stat.,
c. 32, s. 116,
subs. 1,
amended.
Reduction
where
claim
exceeds
prescribed
area.

9. Subsection 1 of section 116 of *The Mining Act of Ontario* is amended by striking out all the words after the word "may" in the third line, and inserting in lieu thereof the words "reduce the area to the prescribed acreage or thereabouts."

Rev. Stat.,
c. 32, s. 116,
subs. 2,
amended.

Manner of
reduction.

10. Subsection 2 of section 116 of *The Mining Act of Ontario* is amended by striking out the word "shall" in the first line, and inserting in lieu thereof the word "may," also by adding at the end of the said section the words "or in such other way as the Minister upon report of the Director of Surveys shall direct."

Rev. Stat.,
c. 32,
amended.

11. *The Mining Act of Ontario* is hereby amended by adding the following as section 120a:

Boring
permitted
north of
Trans-
continental
Railway. —

120a. Notwithstanding anything contained in sections 119 and 120, the Minister, with the approval of the Lieutenant-Governor in Council, may make such regulations as he shall think fit respecting the issue of boring permits authorizing the holders thereof to prospect for petroleum, natural gas, coal or salt, in that part of the province lying north of the Transcontinental Railway, and for the issue of leases upon such terms as the Minister may see fit.

Rev. Stat.,
c. 32, sched.
amended.
Fees for
copies from
record
books.

12. Item No. 37 in the Schedule of Fees appended to the said Act, is amended by striking out the words "per claim" and the figures "25" in the second line, and by inserting the following in lieu thereof, "Per folio (100 words) 10 cents, minimum charge per claim 25 cents."

Rev. Stat.,
c. 32, ss.
157-171,
repealed.

13. Sections 157 to 171 of *The Mining Act of Ontario* are repealed, and the following substituted therefor:—

PART

PART IX, OPERATION OF MINES.

REGULATIONS.

156a. In this part "qualified" or "authorized" means properly qualified or authorized to perform specified duties under conditions existing. Interpretation, "Qualified," "Authorized."

Responsibility for the authorization and decisions as to the qualifications of the employees shall rest with the employer or his agent.

157. No male person under the age of sixteen years shall be employed in or about any mine, or under the age of eighteen years below ground in any mine. Restrictions on employment of children.

158. Except as a stenographer, bookkeeper or in some similar capacity, no girl or woman shall be employed at mining work or allowed to be for the purpose of employment at mining work in or about any mine. Girls and women.

159.—(1) No workman shall remain or be allowed to remain underground in any mine for more than eight hours in any consecutive twenty-four hours, which eight hours shall be reckoned from the time he arrives at his place of work in the mine until the time he leaves such place, provided, however, that Hours of labour underground.

(a) a Saturday shift may work longer hours for the purpose of avoiding work on Sunday or changing shift at the end of the week or giving any of the men a part holiday; Proviso.

(b) the said limit of time shall not apply to a shift boss, pump man, cage-tender, hoistman, or any person engaged solely in surveying or measuring, nor shall it apply in cases of emergency where life or property is in imminent danger, or in any case of repair work, or to any mine where the number of men working in a shift does not exceed six.

(2) In this section

"Workman" means any person employed underground in a mine who is not the owner or agent or an official of the mine; Interpretation. "Workman." "Shift."

"Shift" means any body of workmen whose hours for beginning and terminating work in the mine are the same or approximately the same. Certificate of Inspector.

(3) Where any question or dispute arises as to the meaning or application of clause (b) of subsection (1), or as to the meaning of "workman," "shift," or "underground," the certificate of the Inspector shall be conclusive.

(4)

Application
of sections
as to
penalties.

(4) For greater certainty it is hereby declared that sections 174, 175, 179, 180 and 181 of this Act shall apply to contraventions of this section; provided, however, that a workman shall not be guilty of an offence for failure to return to the surface within the time limited by this section if he proves that without fault on his part he was prevented from returning owing to means not being available for the purpose.

Suspension
of operation
of section.

(5) In the event of great emergency or grave economic disturbance, the Lieutenant-Governor in Council may suspend the operation of this section to such an extent and for such period as he deems fit; or as regards any iron mine, the Lieutenant-Governor in Council may, upon the recommendation of the Minister, in like manner suspend the operation of this section in so far as such mine is concerned.

Commence-
ment.

(6) This section shall come into effect on the first day of January, 1914, in all those parts of the province without county organization, and in the remaining parts of the province at such time as may be named by the Lieutenant-Governor by his proclamation.

Age limit,
hoistmen
handling
men.

160.—(1) No person under the age of twenty years and no person who has not had at least one month's experience on a reversing hoist shall be allowed to have charge of any hoisting engine by means of which persons are hoisted, lowered or handled in a shaft, or winze at any mine.

Age limit.

(2) No person under the age of eighteen years shall be allowed to have charge of any hoisting engine or hoisting apparatus of any kind at a mine.

Physical
defects of
hoistmen.

(3) No person whose sight or hearing is deficient or who is subject to any other infirmity, mental or bodily, likely to interfere with the efficient discharge of his duties, shall have charge of any hoist.

Penalty
for em-
ployment
of persons
contrary
to Act.

161. Where a contravention of any of the next preceding four sections takes place, the owner or agent of the mine, or both of them, may be proceeded against, jointly or separately, and may be convicted of such offence, but neither the owner or the agent shall be so convicted if he proves that the offence was committed without his knowledge or consent, and that he had caused notices of the said sections to be posted up, and to be kept posted up, at some conspicuous place, at or near the entrance to the mining work.

Fencing
of aban-
doned or
unworked
mines.

162.—(1) Where a mine has been abandoned or the work therein has been discontinued, the owner or lessee thereof or any other person interested in the mineral of the mine, shall cause the top of the shaft and all entrances from the surface, as well as all other pits and openings dangerous by reason of their depth, to be and to be kept securely fenced to the satisfaction of the Inspector.

(2) Every such person who, after notice in writing from the Inspector fails to comply with his directions as to such fencing within the time named in the notice shall be guilty of an offence against this Act.

(3) Where the Inspector finds that any such fencing is required in order to avoid danger to health or property he may cause the work to be done and may pay the costs incurred out of any moneys provided for the purposes of this Act, and the amount of such costs, with interest thereon, shall be a lien and charge upon the mine or mining work, and no further transfer or other dealings with the mine or mining work shall take place until such amount is paid.

(4) The amount of such costs with interest thereon shall be due from the owner or lessee to the Crown and recoverable at the suit of the Inspector in any court of competent jurisdiction.

Inquest to be held in Case of Fatality.

163.—(1) The coroner who resides nearest to a mine wherein or in connection wherewith any fatal accident has occurred, shall forthwith conduct an inquest, but if he is in any way in the employment of the owner or lessee of the mine he shall be ineligible to act as coroner, and any other coroner shall, upon application by any person interested, forthwith issue his warrant and conduct such inquest, and this section shall be his authority for so doing whether his commission extends to such territory or not.

Coroner to hold inquest in case of fatality in a mine.

(2) The Inspector and any person authorized to act on his behalf shall be entitled to be present and to examine or cross-examine any witness at every inquest held concerning a death caused by an accident at a mine, and if the Inspector or some one on his behalf is not present, the coroner shall, before proceeding with the evidence, adjourn the inquest and give the Deputy Minister not less than four days' notice of the time and place at which the evidence is to be taken.

Right of the Inspector or his representative to be present at inquest.

Rules for Protection of Miners.

164. The following rules shall be observed and carried out at every mine except in so far as the Inspector of Mines may deem the same not reasonably applicable.

Rules for operating miners.

(1) Mining operations on claims which are not patented and mines where less than six men are employed shall be exempted from rules 3, 13, 63, 66, 67, 68.

Exemptions.

Sanitation.

(2) There shall be a sufficient amount of ventilation so that the shafts, adits, tunnels, winzes, raises, sumps, levels, stopes, cross-cuts, underground stables and other working

ventilation.

working places of the mine and the travelling roads to and from such working places shall be in a fit state for working and passing therein, and in all portions of a mine, where the natural ventilating current is insufficient, suitable mechanical appliances shall be provided and operated.

Sanitary
conveni-
ences.

(3) The manager of a mine shall provide or cause to be provided on the surface and in the underground workings sufficient and suitable sanitary conveniences in accordance with the following rules:

(a) Where the number of persons employed on any shift does not exceed one hundred there shall be one sanitary convenience for every twenty-five persons or proportion thereof;

(b) Where the number of persons so employed exceeds one hundred there shall be one additional sanitary convenience for every fifty persons or proportion thereof over the first hundred;

(c) These sanitary conveniences must be kept in a cleanly manner; must be adequately supplied with chloride of lime, sawdust, fine ash or other suitable absorbent; must be removed and cleaned regularly; must be conveniently placed with reference to the number of men employed on the different levels; and must be placed in a well ventilated part of the mine;

(d) Any person or persons depositing faeces in any place underground other than in the sanitary conveniences provided, shall be guilty of an offence against this Act.

Care and Use of Explosives.

Site of
magazine
for
explosives.

(4) No magazine for explosives shall be maintained on any mining property except with the written permission of the Inspector of Mines. The site of this magazine and the style of structure shall be subject to the approval of the Inspector. Where possible, the site of the magazine must be distant at least four hundred feet from the mine and works or any public highway. The magazine shall be constructed of materials and in a manner to insure safety against explosion from any cause, and shall be either so situated as to interpose a hill or rise of ground higher than the magazine between it and the mine and works, or an artificial mound of earth as high as the magazine and situate not more than thirty feet from it shall be so interposed.

(5) Cases containing explosives shall not be opened in the magazine, and only implements of wood, brass or copper shall be used in opening the cases. Cases for explosives.

(6) After the first ten feet of advance has been made in any shaft or winze, all blasting shall be done by means of an electric current. Firing by an electric current.

(7) No explosives in excess of a supply for twenty-four hours shall be stored underground in a working mine, and no such storage place or underground place for thawing explosives shall be established without the approval in writing of the Inspector of Mines, who shall prescribe such conditions in connection therewith as he may deem necessary. Under-ground storage of explosives.

(8) Fuses, blasting-caps and electric detonators shall be kept in a place of safety and shall not, nor shall any article containing iron or steel, except fixtures, be kept or stored in the same magazine or thawing house with explosives or nearer than 50 feet therefrom. Storage of fuse, blasting caps, etc.

(9) No naked light shall be taken into any magazine or place where explosives are kept. No person shall smoke in a magazine or place where explosives are kept or while handling explosives. No naked light or no person smoking to enter magazine.

(10) The manager, captain or other officer in charge of a mine shall make a thorough daily inspection of the condition of the explosives in or about the same, and shall make an immediate investigation when an act of careless placing or handling of explosives is discovered by or reported to him; Inspection of stores of explosives in a mine.

(a) Any employee who commits a careless act with an explosive or where explosives are stored, or who, having discovered it, omits or neglects to report immediately such act to an officer in charge of the mine, shall be guilty of an offence against this Act, and the officer in charge of the mine shall immediately report such offence to the Inspector or to the Crown Attorney of the county or district in which the mine is situate. Offence to be reported to the Inspector or Crown Attorney.

(11) No building for thawing explosives above ground shall be maintained in connection with any mine except with the written permission of the Inspector of Mines. The site of this building and the style of structure and equipment shall be subject to the approval of the Inspector. The building shall be under the direction of the manager or some person authorized by him. The quantity of explosives brought Thawing houses.

brought into any thawing house at any one time shall not exceed the requirements of the mine for a period of twenty-four hours, plus the amount that it may be necessary to have thawing to maintain that supply.

Thawing
near open
fire or steam
boilers
forbidden.

(12) In no case shall powder be thawed near an open fire or steam boiler or by direct contact with steam or hot water, nor shall any electrical device for generating heat be allowed in the same compartment with explosives.

Ther-
mometer.
necessary.

(13) A reliable recording thermometer shall be kept in the room in which explosives are thawed and the record thereof kept, but where the amount of explosives in such thawing room does not exceed 200 pounds at any one time, the Inspector of Mines may give permission, in writing, to use a maximum and minimum registering thermometer on condition that a daily record of high and low temperature be made and kept on file.

No iron
or steel to
be used in
charging
holes.

(14) In charging holes for blasting, no iron or steel tool or rod shall be used, and no iron or steel shall be used in any hole containing explosives, and no drilling shall be done in any hole that has been charged or blasted.

Reporting
of missed
holes.

(15) When a workman fires a round of holes he shall, where possible, count the number of shots exploding. If there is any report missing, he shall report the same to the mine captain or shift boss. If a missed hole has not been fired at the end of a shift, that fact, together with the location of the hole, shall be reported by the mine captain or shift boss to the mine captain or shift boss in charge of the next relay of workmen before work is commenced by them.

Lengths
of fuses to
be used

(16) In no case shall a person return to the place where blasting has been done within four minutes of the time of lighting the fuse. Except in chute-blasting, no fuse shorter than three feet shall be used in any blasting operation. In case of a supposedly missed hole, where the fuse did not exceed four feet in length, no person shall return within five minutes of lighting the same; where the fuse is between four and eight feet in length, no person shall return within fifteen minutes; where the fuse is longer than eight feet, no person shall return within the number of minutes which are equal to twice the number of feet in the fuse.

Second
light
necessary.

(17) In no case shall a workman light the fuse without having a second light placed conveniently close.

(18)

(18) Every workman shall, before blasting, give or cause to be given due warning in every direction by shouting "Fire," and shall satisfy himself that all persons have left the working place except those required to assist him in blasting.

(19) Every workman shall, before blasting, cause all entrances to the place or places where such blasting is to be done or where the safety of persons may be endangered by such blasting, to be effectively guarded, so as to prevent inadvertent access to such place or places while such charges are being blasted.

(20) A workman shall not, where blasting takes place by electricity, enter or allow other persons to enter the place or places where the charges have been fired until he has disconnected the cables from the blasting battery, or has pulled out and locked the switches of the blasting circuit.

(21) Immediately before any person conveys explosives in a shaft by means of machinery he shall give or cause to be given notice to the hoistman, deckman and cage tender.

(22) The hoistman shall gently lower or raise the cage or other conveyance containing explosives. No person shall place in or take out of the shaft conveyance any explosives except under the immediate supervision of the person authorized by the manager, mine captain or shift boss.

(23) No person authorized to travel with explosives on any shaft conveyance and to distribute same shall leave any explosive at a station or stopping place, unless in a place provided for storage of explosives, but he shall personally deliver the same to another authorized person.

(24) No person shall take away from a mine any explosive without the written permission of the manager or of such person as may be authorized by the manager to give such permission.

(25) A charge which has missed fire shall not be withdrawn, but shall be blasted, and no drilling shall be done within a distance of ten feet of a missed hole or a cut-off hole containing explosive until it has been blasted.

(26) All drill holes, whether sunk by hand or machine drills, shall be of sufficient size to admit of the free insertion to the bottom of the hole of a stick or cartridge of powder, dynamite or other explosive, without ramming, pounding or pressure. No explosive shall be removed from its original paper container.

(27)

Blasting
of roast
heaps.

(27) No explosive shall be used to blast or break up ore, salamander or other material where by reason of its heated condition there is any danger or risk of premature explosion of the charge.

Marking
strength
on original
packages of
explosives.

(28) No explosive shall be used at any mine, unless there is plainly printed or marked on every original package containing such explosive the name and place of business of the manufacturer, and the strength, and the date of its manufacture. Every case of supposed defective fuse, detonator or powder shall be reported to the Inspector of Mines, with the name of the manufacturer and the serial number of the package from which such fuse, detonator or powder was taken.

Defective
explosives
to be
reported.

Blasting on
contiguous
claims.

(29) Where parties working contiguous or adjacent claims or mines disagree as to the time of setting off blasts, either party may appeal to the Inspector, who shall decide upon the time at which blasting operations thereon may be performed, and the decision of the Inspector shall be final and conclusive and shall be observed by them in future blasting operations.

Protection in Working Places, Shafts, Winzes, Raises, Etc.

Protection
of workmen
in drifts.

(30) Where a drift extends from a shaft in any direction on a level, a safe passage way and standing room for workmen shall be made on one or both sides of the shaft to afford protection against falling material.

Protection
of men
while sink-
ing shaft.

(31) During shaft-sinking operations no work in any other place in the shaft shall be done, nor shall any material or tools be hoisted or lowered from or to any other place in the shaft while men are at work in the bottom of the shaft unless the men so at work be protected from the danger of falling material by a securely constructed covering extending over the whole area of the shaft, sufficient closable openings being left in the covering for the passage of men and the bucket or other conveyance used in the sinking operations, or by a substantial rock pentice.

Fencing of
shafts and
other open-
ings.

(32) The top of every shaft shall be securely fenced or protected by a gate or guard rail, and every pit or opening dangerous by reason of its depth shall be securely fenced or otherwise protected.

Protection
of shaft
and winze
openings
in levels.

(33) At all shaft and winze openings on every level, a gate or guard rail, not less than three feet or more than four feet above the floor, shall be provided and kept in place except when the cage, skip or bucket is being loaded or unloaded at such level.

(34) Where the enclosing rocks are not safe every adit, tunnel, stope or other working in which work is being carried on, or persons passing, shall be securely cased, lined or timbered, or otherwise made secure. Securing walls of tunnels, etc.

(35) Every shaft shall be properly timbered, and such timbering shall be maintained within a reasonable distance of the bottom of the shaft. Timbering required in shafts and raises.

(36) All vertical raises which are to be carried more than 50 feet from the floor of the level shall be divided into at least two compartments, one of which shall be maintained as a ladderway and equipped with suitable ladders. The timbering shall be maintained within a reasonable distance of the back of the raise. Raises divided into two compartments.

(37) The top of every mill hole in a stope shall, as far as practicable, be kept covered. Covering mill holes in stope.

(38) Underground workings, especially shafts, sumps and winzes, which have been in disuse for some time shall be examined before being again used, in order to ascertain whether foul air or other dangerous gases have accumulated there, and only such workmen as may be necessary to make such examination shall be allowed to proceed to such places until such places are in a fit state to work or travel in. Unused workings to be tested for gas.

Handling Water.

(39) Every working mine shall be provided with suitable and efficient machinery and appliances for keeping the mine free from water, the accumulation or flowing of which might injuriously affect any other mine. Safety from water.

(40) Where there is or may be an accumulation of water any working approaching the same shall have bore holes kept in advance, and such additional precautionary measures shall be taken as may be deemed necessary to obviate the danger of a sudden breaking through of the water. Bore holes necessary when approaching places likely to contain dangerous amount of water.

(41) Every dam or bulkhead shall be designed to resist at least five times the estimated maximum pressure at the point of erection, and its location shall be clearly shown on the mine plan filed with the Bureau of Mines annually. Location of dams to be shown on mine plans.

Ladderways.

(42) The ladder or passage-way in a shaft or winze shall be separated by a closely boarded partition from the compartment or division of the shaft or winze in which the material is hoisted. Foot ladder or passage in shaft to be separated from hoist.

Ladders
in shaft.

(43) A suitable footway or ladderway shall be provided in every shaft.

Ladders
and
platforms
in steeply
inclined
shafts.

(44) In a shaft inclined at over seventy degrees from the horizontal a substantial platform shall be built at intervals not exceeding twenty feet in the ladderway, and the same shall be closely covered except for an opening large enough to permit the passage of a man's body, and the ladders shall be so placed as to cover this opening in the platform.

Ladders
and
platforms
and stair-
ways in
shafts of a
low angle.

(45) In a shaft inclined at less than seventy degrees or more than fifty degrees from the horizontal the ladders may be continuous, but platforms shall be built at intervals not exceeding twenty feet, and so covered that only an opening large enough for the passage of a man's body is provided. Stairways may be used in a shaft inclined at less than fifty degrees from the horizontal.

Vertical
ladders.

(46) No ladder, except an auxiliary ladder used in sinking operations, may be fixed in a vertical position.

Handrails
for ladders

(47) Every ladder shall project at least three feet above its platform, except where strong hand rails are provided.

Construc-
tion of
ladders.

(48) Every ladder used shall be of strong construction; shall be securely fastened to the timbering or wall of shaft, winze, raise, or stope, and shall be maintained in good repair.

(a) The distance between centres of rungs of ladders shall not be greater than twelve inches or less than ten inches, and the spacing of rungs shall not vary more than one-half inch in any particular ladderway;

(b) In order to give a proper foothold the rungs shall in no case be closer than four inches from the wall of a shaft, winze or raise, or any timber underneath the ladder.

Wire rope
ladders.

(49) Wire rope or strands of wire rope shall not be used or allowed to be used for climbing purposes in any mine if they are frayed or have projecting broken wires.

Raising or Lowering Persons.

When per-
sons not to
be hoisted.

(50) No person shall be lowered or hoisted, or allow himself to be lowered or hoisted, in a shaft, winze or other underground opening of a mine:

(a)

- (a) In a bucket or skip, except that men employed in shaft sinking shall be allowed to ascend and descend to and from the nearest level or other place of safety by means of the bucket or skip used for hoisting material, but there shall always be a suitable ladder in the shaft to provide an auxiliary means of escape; In buckets or skips.
- (b) In a cage or skip, except as provided in clause (a), which is not provided with a hood, dogs and other safety appliances approved by the Inspector; When safety appliances not used.
- (c) In a cage, skip, or bucket that is loaded with tools, powder, or other material, except for the purpose of handling the same. Cage loaded with materials.
- (51) Whenever a mine shaft exceeds four hundred feet in vertical depth, a safety cage shall be provided, kept and used for lowering and raising men in the shaft, unless otherwise permitted in writing by the Inspector. Safety-cages in shafts over 400 feet deep.
- (52) After any stoppage of hoisting for repairs, and after stoppage for any other purpose, which shall exceed two hours' duration, no person shall be raised or lowered until the cage or skip has made one complete trip up and down the working portion of the shaft. Hoisting after stoppage for repairs.
- (53) All cages or skips used for lowering or raising men shall be constructed as follows: Cages or skips, how to be constructed.
- (a) The hood shall be made of steel plate not less than three-sixteenths of an inch in thickness; Hood.
- (b) The cage shall be provided with sheet iron or steel side casing not less than one-eighth of an inch in thickness, or with a netting composed of wire not less than one-eighth of an inch in diameter, and with doors made of suitable material; Casing or netting.
- (c) The doors shall extend at least five feet above the bottom of the cage, and shall be closed when lowering or hoisting men; Doors.
- (d) The cage shall have overhead bars so arranged as to give every man an easy and secure handhold; Overhead bars for handholds.
- (e) The safety appliances shall be of sufficient strength to hold the cage or skip with its maximum load at any point in the shaft, as provided in sub-section 61 (b) of this section; but the Inspector of Safety catch.

of Mines may give permission, in writing, for hoisting, without safety appliances, in an inclined shaft, if he is satisfied that the equipment is such that a maximum of safety is provided;

Operating
chairs
by lever.

- (f) The cage shall not have chairs attached thereto which are operated by a lever through or from the floor of the cage.

SHAFT EQUIPMENT, ETC.

Crossheads
to be pro-
vided with
safety
appliance.

- (54) All crossheads shall be provided with a safety appliance so constructed that the crossheads cannot stick in the shaft without also stopping the bucket. Such safety appliance shall be subject to the approval of the Inspector of Mines.

Material
in cage,
bucket or
skip to be
fastened.

- (55) Where steel, timber or other material, being raised or lowered in a shaft or winze, projects above the top of the bucket, cage or skip, it shall be securely fastened to the top of the conveyance or to the hoisting rope.

Bucket
to be
steadied.

- (56) No bucket shall be allowed to leave the top or bottom of any shaft or winze until the workman in charge thereof has steadied it or caused it to be steadied.

Bucket or
skip not to
be filled
above level
of brim.

- (57) In a shaft or winze, in the course of sinking, the bucket or skip shall not be filled with loose rock or ground above the level of the brim.

Bucket or
skip to be
stopped fif-
teen feet
from bottom.

- (58) In a shaft or winze, in the course of sinking, the bucket or skip shall not be lowered directly to the bottom of the shaft if there are men working there, but shall be held at least fifteen feet above the bottom, and shall remain there until the signal to lower same has been given by the men on the bottom.

Method of
fastening
material.

- (59) In handling material other than in a bucket, cage or skip, care shall be taken that such material is securely and safely fastened to the hoisting rope. A chain sling fastened by means of a grab hook shall not be used. A timber hitch around a stick of timber shall not be used unless accompanied by an additional half hitch, or other suitable means, to prevent timber slipping.

Hoisting.

Examina-
tion of
hoisting
equipment
required.

- (60) The owner or manager of a mine, where a hoisting engine is in use, shall depute some competent person or persons whose duty it shall be to examine at least once in each week the sheave wheels, the hoisting rope and the attach-
ments

ments thereof to the drums and to the buckets, cages or skips, the brakes and depth indicators and the buckets, cages and skips and any safety catches attached thereto; the guides and hoisting compartments generally and the signalling arrangements; and the external parts of the hoisting engine.

(61) Such owner or manager shall also depute a competent person who shall examine:

- (a) at least once in each month the structure of the hoisting ropes with a view to ascertaining the deterioration thereof. For the purposes of this examination the rope must be thoroughly cleansed at points to be selected by said person, who shall note any reduction in the circumference of, and the proportion of wear in, the rope; Examination of cables.
- (b) at least once a month the safety appliances of the cages or other shaft conveyances, so equipped, by testing same under load conditions. Such test shall consist of releasing the cage suddenly, in some suitable manner, so that the safety catches shall have opportunity to grip the guides. In case the safety catches do not act satisfactorily the cage or other shaft conveyance shall not be used further for hoisting men until the safety catches have been repaired and been proved to act satisfactorily. Safety appliances to be tested monthly.

(62) If, on any examination, as is hereinbefore required there is discovered any weakness or defect by which the safety of persons may be endangered, any such weakness or defect shall be immediately reported to the owner or manager or person in charge, and until such weakness or defect is remedied the hoisting plant shall not be used. Defects to be remedied at once.

(63) Such owner or manager shall keep or cause to be kept at the mine a book to be termed the Machinery Record Book, in which shall be recorded a true report of every such examination as is hereinbefore referred to, signed by the person making the examination. Machinery Record Book to be provided.

(64) In case of hoisting engines there shall be not less than three rounds of rope upon the drum when the bucket, cage or skip is at the lowest point in the shaft or winze from which hoisting is effected. The end of the rope shall be properly fastened around the shaft or an arm of the drum. Length of ropes required on drum when skip is at the bottom.

Hoisting
both men
and ma-
terials.

(65) In case a hoisting rope is used both for the raising and lowering of men and materials, the weight attached to the rope in the former case, when the bucket, cage or skip is bearing its authorized load shall not exceed eighty-five per cent. of the maximum allowable weight when the rope is in use for other purposes.

Rope
certificate
necessary.

(66) No new hoisting rope shall be used which is not accompanied by a certificate from the manufacturer giving the following information: Name and address of manufacturer—coil or reel number—date of manufacture—diameter and circumference of rope in inches—weight per foot in pounds—number of strands—class of core—number of wires in strand—diameter of wires, decimals of an inch—breaking stress of steel of which wire is made, in tons per square inch—estimated breaking load of rope. This certificate or a copy of the same shall be recorded in a book known as the Rope Record Book, which shall always be open for inspection by the Inspector of Mines, and which shall contain in addition the following information: Date of purchase—length of rope in feet—name of shaft and compartment in which rope is used—date on which put on—date of shortening—date of re-capping—date of turning end for end—dates of tests after shortening—breaking load of rope at these tests—date when rope was taken off.

Examina-
tion of
attach-
ments.

(67) A hoisting rope newly put on shall have the connecting attachments, between the bucket, cage or skip and the rope carefully examined by some competent and reliable person authorized by the owner, manager or department head, and shall not be used for ordinary transport of persons in any shaft or winze until two complete trips up and down the working portions of such shaft or winze have been made, the bucket, cage or skip bearing its authorized load. The result of such examination shall be recorded in the Rope Record Book.

Testing
portion
of rope.

(68) At least once in every six months the hoisting rope shall have a portion not less than six feet in length cut off the lower end. With the exception of the cutting at the end of the first six months the length so cut off shall have the ends adequately fastened with binding wire to prevent the disturbance of the strands and shall be sent to a reliable testing laboratory for a breaking test. The certificate of such test shall be kept on file. This rule shall not come into effect until proclaimed by the Lieutenant-Governor in Council.

Annealing.

(69) At the periodical cutting of the rope the connection between the rope and the bucket, cage or skip shall be annealed.

(70) Every hoisting rope shall be treated with a suitable ^{Rope dressing.} rope compound as often as necessary and at least once in every month.

(71) In no case shall a hoisting rope be used from which a defective portion has been cut out and the ends spliced. ^{Spliced ropes not to be used.}

(72) No hoisting rope which has previously been in use in any place beyond the control of the owner or manager shall be put on anew except with the permission of the Inspector of Mines. ^{History of rope necessary.}

(73) The factor of safety of all hoisting ropes when newly installed in shafts less than 2,000 feet in depth shall in no case be less than six, and in shafts over 2,000 feet in depth and less than 3,000 feet in depth shall not be less than five. The factor of safety shall be calculated by dividing the breaking strength of the rope as given in the manufacturer's published tables by the sum of the maximum load to be hoisted plus the total weight of the rope in the shaft when fully let out. ^{Factor of safety of hoisting rope.}

No hoisting rope shall be used for the raising or lowering of men when its factor of safety based on its existing strength and dead load shall have fallen below 4.5.

No hoisting rope shall be used for the raising or lowering of men when the number of broken wires in one lay of said rope exceeds six, or when marked corrosion appears.

(74) Head sheaves shall be of such diameter as shall be suited to the rope in use. ^{Head sheaves.}

(75) No person shall travel or be permitted to travel in a bucket, cage or skip operated by an engine which is being simultaneously used for the hoisting of mineral or material. ^{Hoisting men and material simultaneously.}

(76) Hoisting from mine workings with horse and pulley-block is forbidden. ^{Hoisting with horse and pulley-block.}

(77) The connection between the hoisting rope and the bucket, cage, skip or other means of conveyance shall be of such a nature that the risk of accidental disconnection is reduced to a minimum. ^{Connections between rope and bucket, etc.}

(78) On the drum of every machine used for lowering or raising persons there shall be such flanges or horns, and also, if the drum is conical, such other appliances as may be sufficient to prevent the rope or cable from slipping off. ^{Slipping of rope on drums.}

(79)

Counter-weights.

(79) Where counterweights are used in shafts, the compartment in which they operate shall be securely enclosed.

Brakes required.

(80) Where hoisting is done by means of an engine an adequate brake or brakes shall be attached to the drum of the hoist and kept in proper working order.

Type of brake.

(81) Such brakes shall be so arranged that, whether the engine is at work or at rest, they can be easily and safely manipulated by the hoistman when standing at the levers controlling the engine. No hoist used for the raising or lowering of persons, or used in shaft sinking, shall be equipped with a brake or brakes operated by means of a hoistman's foot unless such brake is an auxiliary electrical device. The adjustments of brake or brakes shall be maintained in such condition that when the normal power of the brake or brakes is applied the brake lever will still have a clearance between itself and the ends of the quadrant in which it works.

Locking gear.

(82) The operating gear of the clutch of the drum shall be provided with locking gear to prevent inadvertent withdrawal of the clutch.

Locking devices.

(83) Such bolts and other fittings of the drums, brakes and clutches as might be a source of danger in the event of their becoming loosened shall be rendered secure by means of suitable locking devices.

Brakes to be tested.

(84) The operator of a hoisting engine shall not, after going on shift, unclutch a drum of his engine until he has assured himself immediately beforehand, by testing the brake of the drum against the normal starting power of the engine, or in case of an electric hoist against the normal starting current, that the brake is in proper condition to hold the load suspended from said drum.

Friction clutches.

(85) When the hoisting engines are fitted with friction clutches, the operator, after going on shift, shall, when clutching in, test the holding power of the clutch before releasing the brake of the corresponding drum, the brake of the other drum being kept off. In case of a steam or air hoist, the test shall be made against the normal starting power of the engine, and in case of an electric hoist against the normal starting current.

Auxiliary brake required.

(86) In case of non-reversible steam or air hoists and single-drum electric hoists, not used in balanced hoisting, an adequate auxiliary brake shall be installed on the drum

of

of the hoist before the same shall be used for hoisting or lowering men, but non-reversible steam or air hoists with throttle-controlled exhaust shall not require such auxiliary brake.

(87) Every hoisting engine shall, in addition to any marks on the rope, be provided with a reliable depth indicator, which will clearly and accurately show to the operator at all times: Indicator required.

- (1) the position of the bucket, cage or skip; and
- (2) at what positions in the shaft a change of gradient necessitates reduction in speed;

but this rule shall not apply to hoisting engines used in sinking operations when the hoistman has an unobstructed view of the landing station and the distance from the landing station to the bottom of the shaft does not exceed 300 feet. Exemption.

(88) In every shaft exceeding 600 feet in depth adequate provision shall be made whereby the hoistman is warned of the arrival of the bucket, cage or skip at a point in the shaft, the distance of which from the top landing place is not less than the equivalent of three revolutions of the drum of the hoisting engine. Such device shall be operated independently of the hoist indicator. Warning signal.

Haulage.

(89) No person shall ride upon or against any loaded car in any level, drift or tunnel in or about any mine. In mechanical haulage this shall not apply to train crews. Riding on loaded cars, etc.

(90) On every level on which mechanical haulage is employed, a clearance of at least eighteen inches shall be maintained between the sides of the level and the cars. Clearance between cars and sides of level.

Scaling, Escapement Shafts, Etc.

(91) The owner, manager, or other authorized person shall examine daily all parts of the mine where drilling and blasting is being carried on; shall examine at least once a week the other portions of a mine in which operations are being carried on, such as shafts, winzes, levels, stopes, drifts, crosscuts and raises, in order to ascertain that they are in a safe working condition; shall inspect and scale or cause to be Examination of mine workings.

be inspected and sealed the roofs of all stopes or other working places as often as the nature of the ground and of the work performed necessitates; shall provide a sealing record book, to be kept in the mine office, in which shall be entered daily all major sealing operations.

Scaling bar
to be
provided.

(92) The owner or manager shall provide and maintain an adequate supply of scaling bars, gads and other equipment necessary for scaling.

Life lines
to be used.

The owner or manager shall when necessary provide life lines for the workmen and it shall be the duty of the workman to continually wear such life lines while working in dangerous places.

Escapement
shafts.

(93) Every person who has sunk in any mine a vertical or inclined shaft to a greater depth than 100 feet, and who has drifted a distance of 200 feet or more from the shaft and has commenced to stope, shall provide and maintain, in addition to the hoisting shaft or the opening through which men are let into or out of the mine and the ore is extracted, a separate escapement shaft or opening. Such auxiliary exit shall not be less than 50 feet from the main hoisting shaft and shall not be covered by any inflammable structure. If such an escapement shaft or opening is not in existence at the time that stoping is commenced, work upon it shall be begun as soon as stoping is commenced and shall be diligently prosecuted until the same is completed and means of escapement other than the main shaft shall be provided to and connected with the lowest workings in the mine. The escapement shaft or opening shall be of sufficient size to afford an easy passageway, and shall be provided with good and substantial ladders from the deepest workings to the surface. With the exception of any erection used solely as a shaft-house, no permanent building, for any purpose, shall be erected within fifty feet of the mouth of a mine, unless there is such an auxiliary exit. No boiler shall be installed within one hundred feet of the collar of any shaft except with the written permission of the Inspector of Mines;

Proviso.

Provided that where the timber and wood in the hoisting shaft of a mine are constantly wet, and in the opinion of the Inspector it is not necessary for the safety of the workmen that the escapement shaft or opening be continued to and connected with the lowest workings, he may in writing so certify, and thereupon such requirement shall not apply to such mine, but the Inspector may require any other precautions to be taken which he may deem necessary.

(94) All timber not in use in a mine shall, as soon as practicable, be taken from the mine and shall not be piled up and permitted to decay therein. ^{Old timber to be removed.}

(95) All oil and other inflammable material shall be stored in a suitable manner and at a safe distance from any powder magazine, thaw house or shaft house. ^{Oil storage.}

(96) Calcium carbide shall be stored on the surface only, in a suitable dry place and in its original container. It shall only be taken into a change house or shaft house in sufficient quantity for the day's use, and such precautions shall be taken as will ensure its being safely handled. No carbide shall be taken underground except in watertight containers. ^{Storage of carbide.}

Signals.

(97) Every working shaft which exceeds fifty feet in depth, unless otherwise permitted in writing by the Inspector, shall be provided with some suitable means of communicating by distinct and definite signals from the bottom of the shaft and from every level for the time being in work between the surface and the bottom of the shaft, to the hoist room. ^{Signalling.}

(98) All methods of signalling in a mine shall be printed and posted up in the engine house or hoist house and also at the top of the shaft and at the entrance of each level. ^{Code of signals.}

The following code of mine signals shall be used at every mine:

Code of Mine Signals.

1 bell	Stop immediately—if in motion.
1 bell	Hoist.
2 bells.....	Lower.
3 bells.....	Men about to ascend or descend.
	The 3-bell signal must be given before men enter the cage. When the hoistman receives this signal, he must not move cage for ten seconds after he has received the balance of the signal. In case he is unable to act within one minute of the time he has received the signal, he shall not move hoist until he receives fresh signal. When the hoistman receives a 3-bell signal he shall remain at his levers until the full signal has been received and the act of hoisting or lowering completed.

- 4 bells Blasting signal. Engineer must answer by raising bucket, skip or cage a few feet and letting it back slowly, then one bell, hoist men away from blast.
- 9 bells..... Danger signal in case of fire or other danger. Then ring number of station where danger exists.

Special signals may be used at any mine, if they have been approved by the Inspector.

Signal to be given only by authorized person.

(99) No person, unless duly authorized, shall give any signal for moving or stopping bucket, cage or skip. No signal shall be given unless the bucket, cage or skip is at the level from which the signal is to be given. No unauthorized person shall give any signal, other than the danger signal, or in any way whatsoever interfere with the signalling arrangements.

Notices to be posted showing number of men permitted to ride.

(100) A notice showing clearly the number of persons allowed to ride on, and the weight of materials allowed to be loaded on the cage or skip shall be posted at the collar of the shaft. The person authorized to give signals will be held responsible for observance of such notice. No person shall offer obstruction to the enforcement of such notice.

Protection from Machinery.

Railing or casing when required.

(101) Every fly-wheel, geared-wheel, bull-wheel, pulley or belt, and every opening through which any wheel or belt operates, shall be enclosed with a substantial railing or casing.

Uneven projections to be covered.

(102) Every key, bolt, set-screw, and every part of any wheel or other revolving machinery which projects unevenly from the surface shall be covered.

Runways, etc., used for oiling to have hand rail.

(103) Every runway and staging used for oiling or other purposes more than five feet from the floor shall be provided with hand-railing.

Protection of entrances.

(104) Every entrance to any elevator, hatchway or well-hole shall be provided with a suitable trap-door, guard-rail, or automatically closing gate.

Wearing loose clothing.

(105) Persons engaged in dangerous proximity to moving machinery shall not wear or be allowed to wear loose outer clothing.

(106) Every frog in a track, either above or below ground, ^{Frogs in tracks.} on which cars are moved by mechanical power shall have a guard block of wood or iron.

(107) Every locomotive engine, trolley or motor car used ^{Gongs, etc. on hauling engines.} for hauling material, either above or below ground shall be equipped with a gong, bell or whistle, which shall be sounded when starting and at such other times as warning of danger may be required.

(108) Power-driven grinding wheels shall be provided ^{Grinding wheels to be guarded.} with a hooded guard of sufficient strength to withstand the shock of a bursting wheel. This guard shall be adjusted close to the wheel and extend forward, over top of the wheel, to a point at least thirty degrees beyond a vertical line drawn through the centre of the wheel.

(109) Every counterweight shall be so situated or guarded ^{Counter-weights.} that injury to any person would not be probable should it become detached from its fastenings.

(110) No stair exceeding five feet in height shall be built ^{Stairways.} at a greater inclination than fifty degrees from the horizontal. All stairs exceeding five feet in height shall be provided with a substantial hand-rail.

(111) Guard rails shall be placed at the approach to rail-^{Guard rails at track approaches.} way tracks, where the view of such tracks is obstructed in one or both directions.

Boilers.

(112) (1) Every steam boiler used for generating steam ^{Steam boilers.} in or about a mine shall, whether separate or one of a range—

(a) have attached to it a proper safety-valve, and also ^{Safety Valves} a proper steam-gauge and water-gauge, to show respectively the pressure of steam and the height of water in each boiler;

(b) be inspected by an Ontario Government Boiler ^{Boiler inspection.} Inspector or by an Inspector of a Boiler Insurance Company at least once in every twelve months; and a certified copy of the report of the inspection shall be forwarded to the Inspector within seven days;

Mainten-
ance.

(2) Every such boiler, safety-valve, steam-gauge and water-gauge shall be maintained in proper working condition.

Dressing Rooms.

Dressing
room.

(113) If more than ten persons to each shift are ordinarily employed in the mine below ground, sufficient accommodation, including supplies of clean cold and warm water for washing, shall be provided above ground near the principal entrance of the mine, and not in the engine room, boiler room, or nearer than fifty feet to the shaft house, for enabling the persons employed in the mine to conveniently dry and change their clothes.

Aid to Injured.

Stretchers
for con-
veyance of
injured
persons.

(114) At every mine a properly constructed stretcher shall be kept for the purpose of conveying to his place of abode any person who may be injured while in the discharge of his duties at the mine.

Supplies
for first
aid.

(115) A supply of articles suitable for first aid shall be kept accessible at every mine for the treatment of anyone injured, including the following:—antiseptic gauze, carbolated vaseline, sponges, soap, carbolic acid, tablets of bichloride of mercury, linseed oil, bandages, towels and a wash basin, or such first-aid service as is required by the Workmen's Compensation Board of Ontario.

Antidotes
and washes.

(116) At every mine or works where poisonous or dangerous compounds, solutions or gases are used or produced there shall be kept in a conspicuous place as near the same as practicable, a sufficient supply of satisfactory antidotes and washes for treating injuries received from such compounds, solutions or gases. Such antidotes and washes shall be properly labelled, and explicit directions for their use affixed to the boxes containing them.

Prevention of Dust.

Removal
of dust.

(117) In every mill or plant where, by reason of dry crushing or otherwise, there is in the air of the building dust in quantity to be injurious to health, suitable apparatus shall be installed for its removal.

Keeping
water sup-
ply to lay
dust.

(118) Every dusty place where work is being carried on in a mine shall be adequately supplied at all times with clean water under pressure or other approved appliances for laying the dust caused by drilling or blasting operations.

(119)

(119) The times for blasting shall be so fixed that the workmen shall be exposed as little as practicable to dust and smoke. Time for blasting.

(120) Workmen employed at metallurgical works shall be supplied with suitable shields and appliances to protect them as far as possible from being burned with molten material. Shields for protection against burning.

Sand and Gravel Pits.

(121) In open-pit workings of sand and gravel the method of removing material by undermining shall not be allowed. No vertical working place shall have a height of more than ten feet; where the thickness of material to be excavated exceeds ten feet in depth, the work shall be done in terraces, or at an angle of safety. This rule shall not apply to pits where the material is excavated solely by mechanical means. Undermining forbidden.

(122) All hoisting ropes used on cranes shall be subject to the same rules as are laid down for hoisting ropes at mines. Rules for crane ropes.

(123) The owner or manager shall depute some qualified person or persons to examine daily such parts of the cranes or apparatus pertaining thereto upon the proper working of which the safety of persons depends. A record of such examinations shall be kept. Daily examination of cranes.

(124) Every crane shall be equipped with suitable devices to prevent overwinding. Overwinding devices.

(125) No person under the age of eighteen years shall be allowed to operate an elevator. Age of elevator operator.

(126) No person under the age of eighteen years shall be allowed to operate a crane. Age of crane operator.

(127) When a hoistway is not enclosed in walls, access to the hoistway by means of an adjacent stairway, platform or floor, which is not an authorized landing, shall be prevented by means of a partition to a height of at least six feet. Guarding hoistway.

(128) Every entrance to a hoistway shall be provided with a substantial door or doors or gate or gates at least six feet in height. All folding gates over three feet wide shall have top and bottom centre braces. Folding gates.

(129) All guide rails for cars and counterweights shall be of substantial construction, and shall be securely fastened to the sides of hoistway, and the bottom ends shall rest on a secure foundation, and be firmly fixed in that position. Guide rails.

(130)

Clearance
for car.

(130) On every elevator hereafter installed a clear space of not less than three feet shall be provided between the bottom of the hoistway and the lowest point of the car when the car is at its lowest landing, and between the top of the car and the sheave when the car is at its top landing, and also between the top of the counterweight and the sheave when the car is at its lowest landing.

Lighting.

(131) Every hoistway landing and place where machinery is erected shall be well lighted.

Protection
on elevator.

(132) Every elevator on which any person travels shall be provided with side casing, and shall have a door or doors extending at least five feet above the bottom of elevator, and the top shall be covered with suitable protective roofing.

Safety
catches.

(133) Every elevator on which any person travels shall be provided with efficient safety catches capable of holding the elevator and twice the maximum load in any position in the hoistway. When the safety catches are operated through shafts, all the levers and safety catches shall be keyed to the shafts.

Automatic
safety
devices.

(134) Every elevator shall be provided with automatic devices at the top and bottom of the travel of a car in the hoistway, so arranged that the car will be stopped before it has travelled two feet above the top landing, or two feet below the bottom landing, and all drum hoists shall, in addition, be fitted with automatic stop motions to prevent overwinding.

Protecting
counter-
weights.

(135) All counterweights shall have their sections strongly bolted together, and shall be so situated that they cannot fall upon any part of the elevator or machinery, and shall be suspended in their guides in such a manner that they will run freely without danger of being detached. Where counterweights run in the same hoistway as the car they shall be protected with a substantial screen of iron or steel from top of guides to a point fifteen feet below.

Blast Furnaces.

Ventilation.

(136) At all furnaces of the hand-filled type the room at the furnace top where workmen are engaged shall be adequately ventilated, and there shall be provided and maintained in good order a stairway equipped with hand-rail, from the top of the furnace to the ground level below, affording a safe means of exit in case of danger from any cause.

(137) Whenever it is necessary for a workman to go up on the bustle pipe for any purpose, he shall first notify the furnace keeper or some other responsible person, whose duty it shall be to remain on watch during the period the workman is engaged on the bustle pipe. Protecting workmen.

(138) All bustle pipes shall be provided with safe working platforms, equipped with hand-rails, at least three feet six inches in height, and wherever practicable the platform shall not rest directly on the bustle pipe, but be supported on angle bars, so that the floor plate will not become sufficiently hot to cause burns to a workman falling on it. Access to the platform shall be by stairway provided with hand-rails. Protection from bustle pipes.

(139) Whenever it becomes necessary for a workman to go on top of the furnace for oiling, cleaning or other duty, he shall notify the foreman or other responsible person, who shall see that not less than two men go on top for any purpose. It shall be the duty of one workman to act as watcher and to give the alarm to the stock house, cast house, or bell operator, and render every possible assistance in case of danger from gassing or other causes. Guarding workmen on top of furnace.

(140) Life lines and belts, in good order, shall be provided and kept in some secure and readily accessible place for immediate use in case it becomes necessary to rescue a workman from the top rigging, and also for use by any workman whose duties require him to work in an atmosphere which is liable to become gaseous. Life lines.

(141) A proper and adequate line of communication by telephone, gong or other mechanical means shall be maintained between the furnace top and all other dangerous places, and the cast house, skip operator's room, or other place where workmen are continuously on duty. Line of communication.

(142) All stairways shall be inclined at an angle not greater than 50 degrees from the horizontal, and provided with landings or turn-outs, at intervals of 25 feet, so that it will not be possible for a workman to fall from the top to the foundation landing below. Stairways protected.

(143) Every foreman shall personally supervise or appoint a competent assistant to supervise any work around the furnace involving unusual accident hazard, such as work in gas mains or cleaners, tearing out linings, work in the cast house, about the stoves when blowing in or blowing out, and any work about the bells or stock line. He shall also, when the furnace is known to be hanging and liable to slip, see that no workman is allowed on top for any purpose. Supervision of hazardous work.

(144)

**Inspection
of stock
piles.**

(144) Stock piles of ore, limestone, coke or other material shall be inspected daily by some authorized person whose duty it shall be to see that they are in a safe working condition.

**Protection
around
bell.**

(145) Whenever ore becomes frozen in the hopper and workmen are required to bar the same into the furnace, a proper guard-rail shall be provided to prevent workmen slipping on to the bell, and all workmen so engaged shall be equipped with belt and life line.

**Rescue
apparatus.**

(146) There shall be maintained at all blast furnaces in a readily accessible place breathing apparatus and portable resuscitating apparatus of approved type, with an adequate supply of oxygen and absorbent material. There shall always be on duty in each working shift a workman or workmen appointed by the superintendent and trained in the use of the breathing and resuscitating apparatus.

RULES GOVERNING USE OF ELECTRICITY.

Definitions.

**"Electrical
Supply
Station."**

Electrical Supply Station means any building, room, or separate space within which is located electrical supply equipment and which is accessible, as a rule, only to properly qualified persons. This includes generating stations and substations, and generator, storage battery and transformer rooms.

**"Utilization
Equipment."**

Utilization Equipment means equipment, devices, and connected wiring, which utilize electrical energy for mechanical, chemical, lighting, testing, or similar purposes and are not a part of supply equipment.

"Voltage."

Voltage or Volts means the highest effective voltage between the conductors of the circuit concerned, except that in grounded multiwire circuits, not exceeding 750 volts between outer conductors, it means the highest effective voltage between any wire of the circuit and the ground.

In ungrounded, low-voltage circuits, voltage to ground means the voltage of the circuit.

"Grounded."

Grounded means connected to earth or to some extended conducting body which serves instead of earth. This ground connection may be at one or more points.

"Cut-out."

Cut-out means any device, such as a fuse or circuit-breaker, by which the electrical continuity of a conductor may be automatically broken by changes in current or voltage.

Switch

Switch means a device for opening or closing or changing ^{"Switch."} the connections of a circuit manually. In these rules a switch is always to be understood as operated manually, unless otherwise stated.

Disconnecter means a switch which is intended to open ^{"Disconnector."} a circuit only after the load has been thrown off by some other means.

Re-construction means replacement of any portion of an ^{"Re-construction."} existing installation by new equipment or construction, but does not include ordinary maintenance replacements.

Wire Gauge, Brown and Sharpe (B. & S.) is the standard. ^{"Wire Gauge."}

Switchboard means a large single panel or assembly of ^{"Switchboard."} panels on which are mounted switches, fuses, busses, and usually instruments, and accessible both in front and in rear. Circuits and machinery of relatively large capacity are controlled from such boards.

Panelboard means a single panel containing busses, fuses ^{"Panel-board."} and switches to control lights, and devices of small individual as well as aggregate capacity, placed in or against a wall or partition and accessible only from the front.

GENERAL RULES.

(147) Where electrical apparatus or machinery is used ^{Competent person in charge.} at any mine it shall be in charge of an authorized person, who shall be qualified by experience to handle such apparatus or machinery. Every person operating or having charge of electrical apparatus shall have been instructed in his duty and shall be competent for the work that he is set to do. Repairs, extensions and changes shall be made to existing electrical equipment and conductors only by authorized persons.

(148) No person, other than the person authorized by the ^{Supply stations to be inaccessible to unauthorized persons.} owner, manager, or superintendent, shall enter an electrical supply station or interfere with the workings of any machine, transformer, motor, or apparatus connected therewith, and when the authorized person is not present the door of such room shall be kept securely locked.

(149) All electrical equipment shall be of such construction and so installed and maintained as to reduce the life and ^{General requirements} fire hazard as far as practicable.

Inspection
and
repairs.

(150) Electrical equipment shall comply with these rules when placed in service, and shall thereafter be periodically inspected and, when necessary, cleaned. Defective equipment shall be put in good order or permanently disconnected. Defective wiring shall be repaired or removed.

When
electrical
utilization
equipment
to be deemed
supply
station.

(151) Electrical utilization equipment as well as generating equipment, if enclosed in a separate room which is inaccessible to unauthorized persons, and when in service is under the control of a qualified electrical operator whose attention is not distracted by other processes, shall be considered as electrical supply station equipment, and such exceptions as are made to the general rules for supply stations shall apply to these installations.

Identifi-
cation of
equipment.

(152) All electrical equipment shall be suitably identified where necessary for safety. The voltage and intended use shall be shown, where important.

GENERAL GROUNDING RULES.

Circuits
to be
grounded.

(153) All circuits not over 150 volts shall be grounded if exposed to leakage from higher voltage circuits either through overhead construction or through transformers having primary voltage exceeding 750 volts. Three-wire single-phase circuits and three-wire direct-current circuits not exceeding 300 volts between outer conductor shall have the neutral grounded.

Equipment
to be
grounded.

(154) Electrical equipment shall, when practicable, have the exposed non-current-carrying parts such as frames of motors, generators, switchboards, cases of transformers, oil switches and instruments and casings or wiring and conductors permanently grounded:

1. For all equipment over 150 volts;

2. For all equipment where metal parts are within reach of exposed grounded surfaces, such as metal frames of other machines, plumbing fixtures, conducting floors or walls (such as damp wood, concrete or rock underground). Grounded surfaces within 5 feet horizontally of the parts considered, or within 8 feet vertically of the floor shall be considered within reach.

Equipment
and wire
runways.

(155) The point at which ground conductor is attached to the equipment or wire runways shall, if practicable, be readily accessible.

(156)

(156) The ground conductor shall be of copper or other metal which will not corrode excessively under the existing conditions and, if practicable, shall be continuous. Ground connections from circuits shall not be made to jointed piping within buildings, except that water or air piping beyond any point which is liable to disconnection may be used.

Material
and contin-
uity of
ground
conductor.

(157).—(a) For grounding circuits the ground conductors must have a carrying capacity equal to that of the circuit and must never be less than No. 6 B. and S.

Size of
ground
conductor.

(b) For electrical equipment the current-carrying capacity of a ground conductor shall not be less than that provided by a copper wire of the size indicated in the following table. When there is no cut-out protecting the equipment, the size of the ground wire will be determined by the design and the operating conditions of the circuit.

Capacity of nearest automatic cut-out.	Required size ground conductor B. and S. gauge.
200 to 500 amperes.....	4
100 to 200 "	6
30 to 100 "	10
10 to 30 "	14

In portable cord to portable equipment protected by fuses not greater than 10-ampere capacity, No. 16 ground wire may be used.

(158) Ground conductors shall have mechanical protection and insulating guards extending for a distance of not less than eight feet above any ground, platform or floor. If attached to buildings ground conductors shall be supported on insulators and must be protected by porcelain bushings through floors, partitions or walls.

Protecting
ground
wire.

(159) Main water or air lines may be used for grounds, provided that connection is made at a point where pipe is not liable to disconnection for alteration or repairs. Main water or air lines may be substantially bound together for this purpose, but shall, unless connected to a buried piping system of considerable extent, be connected to an artificial ground.

Character
of ground.

(160) The ground connection to metallic piping systems shall be made by sweating a ground wire into a lug attached to a suitable clamp and firmly bolting the clamp to the pipe, after all rust and scale have been removed, or by any other equivalent method.

Method of
connection.

(161)

**Artificial
Grounds.**

(161) Artificial grounds shall be located, where practicable, below the permanent moisture level, or failing this at least six feet deep. Each ground shall present not less than four square feet of surface to the exterior soil. Areas where ground water level is close to the surface shall be used where available.

**Where
separate
ground
conductors
required.**

(162) Ground conductors shall be run separately to the ground (or to a sufficiently heavy grounding bus or system ground cable which is connected to ground at more than one place) from equipment and circuits of each of the following classes: (1) lightning arresters; (2) secondaries connected to low-voltage lighting or power circuits; (3) secondaries of current and potential transformers and cases of instruments on these secondaries; (4) equipment operating in excess of 750 volts; (5) frames of utilization equipment or wire runways other than covered by item (4).

**Lightning
arrester
grounds.**

(163) Lightning arrester ground connections shall not be made to the same artificial ground (driven pipe or buried plate) as circuits or equipment, but shall be well spaced and, where practicable, at least 20 feet from other artificial grounds.

WORKING SPACE ABOUT ELECTRICAL EQUIPMENT.

**Utilization
equipment.**

(164)—(a) Suitable working space shall be provided and maintained about all electrical equipment. Where adjacent to exposed live parts such working spaces shall be so arranged that they will not be used as passageways. The working spaces shall, where practicable, have minimum horizontal dimensions, where adjacent to exposed live parts within 8 feet of the floor, as follows: (1) Parts above 150 volts to ground, if on one side 2.5 feet; if on two sides, 4 feet; (2) parts below 150 volts to ground, if on one side, 1.5 feet; if on two sides, 2.5 feet.

**Supply
station
equipment.**

(b) In supply station equipment the following clearances only need be maintained: (1) Parts from 300 up to 750 volts, if on one side, not less than 2.5 feet; if on two sides, not less than 3 feet; (2) parts above 750 volts, if on one side, not less than 3 feet; if on two sides, not less than 5 feet.

GUARDING OR ISOLATING LIVE PARTS.

**Guarding
current-
carrying
parts.**

(165) In supply station equipment current-carrying parts shall be guarded unless they are maintained at the following distances above floors which may be occupied by persons:

Voltage

Voltage of Conductors.	Elevation in Feet.
300 to 750	7
750 to 2,500	7.5
2,500 to 7,500	8
7,500 to 30,000	9
30,000 to 70,000	10
70,000 to 100,000	12

(166)—(a) All exposed current-carrying parts of electrical equipment such as bus bars, conductors and terminals operating at over 150 volts and not isolated by elevation at least eight feet shall, where practicable, be provided with suitable permanent enclosures or other guards arranged so as to prevent persons or conducting objects from inadvertently coming (or being brought) in contact with the parts in question. Guarding
current-
carrying
parts.

(b) Where the current-carrying parts at over 150 volts or in supply stations at over 300 volts, to ground must necessarily be exposed (unguarded) within eight feet, or in supply stations within the limits called for in rule 165, from the floor line all surrounding conducting floors shall be covered with suitable insulating platforms, mats or other insulating devices.

(c) Where the current-carrying parts operate at over 7,500 volts, inclosing or barrier guards shall always be provided, even when insulating mats are also provided.

STORAGE BATTERIES.

(167) Storage batteries in rooms used also for other purposes shall be adequately guarded or enclosed. Means shall be provided, if necessary, to prevent dangerous accumulation of inflammable gas. Batteries whose operating voltage exceeds 50 volts shall be installed in conformity with the general rules covering equipment. Protection
of storage
batteries.

TRANSFORMER RULES.

(168)—(a) Secondary circuits of current transformers shall be provided with means for short-circuiting them which can be readily connected while the primary is energized, and which are so arranged as to permit the removal of any instrument or other device from such circuits without opening the circuits. Protecting
instrument
trans-
formers.

(b) When primaries are above 7,500 volts secondary circuits of current and potential transformers, unless otherwise adequately protected from injury or contact of persons, shall be in permanently grounded conduit.

(c)

(c) The low-voltage circuit of all instrument transformers shall be permanently grounded unless the circuits are installed and guarded as required for the high-voltage circuits of the transformers.

Construction of transformers.

(169) Oil immersed transformers must not be attached to any building other than a transformer house not of fireproof construction or mounted on or above combustible roofs, and if within a building other than a transformer house must be in a fireproof compartment suitably drained and ventilated to outdoors, the door openings to be provided with not less than six-inch non-combustible sills.

Location of transformer stations.

(170) Transformer stations must be at least fifty feet distant from other buildings if not entirely of fireproof construction, or if containing over fifty imperial gallons of oil.

LIGHTNING ARRESTER RULES.

Inaccessible to unauthorized persons.

(171) If the operating voltage of the circuit exceeds 750, the lightning arresters shall be made inaccessible to unauthorized persons.

Location.

(172) Lightning arresters, when installed inside of buildings, shall be located, as far as practicable from all other equipment and from combustible parts of the building.

Provisions for disconnecting

(173) Lightning arresters on circuits over 7,500 volts and all lightning arresters which may require work to be done upon them from time to time, shall be so arranged, isolated, and equipped that they may be readily disconnected from conductors to which they are connected by air-brake manual disconnectors.

Ground wires.

(174) Ground wires shall be run as directly as possible and be of low resistance and ample capacity. In no case shall ground wires be less than No. 6 copper wire. Ground conductors for lightning arresters shall not pass through iron or steel conduits unless electrically connected to both ends of such conduits.

Grounding non-current carrying parts

(175) All non-current carrying parts of the arresters shall be grounded, unless effectively isolated by elevation, or guarded as required for live parts of the voltage of the circuit to which the arrester is connected, and suitably identified as to that voltage.

Guarding live parts

(176) All current-carrying parts of arresters on circuits above 750 volts, unless effectively isolated by elevation, shall be adequately guarded to protect persons from inadvertent contact with them, or from injury by arcing. Guarding shall comply with rules 166 and 179.

CONDUCTORS

CONDUCTORS.

(177)—(a) Conductors shall be suitable for the location, use and voltage and each conductor (except neutral conductors, ground wires, and conductors of circuits, the opening of which may cause special hazard by interruption of service or removal of protection), shall be protected against excessive current by suitable automatic cut-out or by the design of the system. ^{Electrical protection of conductors.}

(b) All conductors normally grounded for the protection of persons shall be arranged without automatic cut-outs interrupting their continuity between the sources of electrical supply and the point at which the ground wire is attached, unless the cut-out opens all the conductors of the system with one operation. ^{Cut-outs omitted.}

(178) All conductors where not protected by conduit or armoured must have approved insulation and must be mounted on cleats, porcelain knobs or insulators and must be separated from contact with floors, walls or partitions by tubes of incombustible insulating material. ^{Insulating conductors.}

(179) All fixed conductors operating at over 300 volts or in supply stations at over 750 volts unless isolated by an elevation of at least eight feet shall be enclosed in grounded metal conduit, grounded metal sheathing or shall be guarded by permanent screens or enclosures. ^{Insulating conductors.}

(180) Bare conductors shall be used only for switchboard, panelboard storage-battery connections or for open wiring at voltages exceeding 2,400 volts in supply stations or for electrolytic low-voltage furnaces and similar connections, or for trolley wires and other contact conductors. Except at points where permanent ground connections are made such conductors within buildings shall be kept insulated from the ground. ^{Use of bare conductors.}

(181) Temporary wiring and equipment, which is not in compliance with these rules, may be used, but only when under competent supervision, or protected by suitable barriers or warning signs while it or neighbouring wiring is alive and accessible to unauthorized persons. ^{Temporary wiring.}

FUSES, CUT-OUTS, SWITCHES AND CONTROLLERS.

(182) All switches, automatic cut-outs, controllers, start-ing rheostats, auto starters and other control devices shall be readily and safely accessible to authorized persons; they shall ^{General requirement of switches.}

be so located, labelled or marked as to afford means of identifying circuits or equipment supplied through them, or whether they are open or closed. They shall be so installed, where practicable, that they cannot be closed by gravity and such switches as close by gravity shall be provided with a proper stopblock or latch to prevent accidental closing.

Switches
required
for equip-
ment.

(183)—(a) Suitable switches shall be inserted in all circuit leads to generators, motors, transformers, storage batteries, electric furnaces and similar equipment except between parts or pieces of apparatus intended to operate as a unit.

Switches
required
in feeders.

(b) Suitable switches shall be inserted in all feeder conductors connecting utilization installations to service connections from either overhead or underground lines. These switches shall be readily accessible, and as close as practicable to the point of connection with the overhead or underground lines.

Switches
for tem-
porary
wiring.

(c) Switches or plug connectors shall be placed in all circuit leads at the point where temporary wiring or portable conductors are connected to the permanent wiring.

Capacity
of
switches.

(184)—(a) Switches used otherwise than as disconnectors shall have a rated capacity such as to insure safe interruption, at the working voltage, of the greatest current which they will be required to carry continuously, and shall be marked with the current they can safely interrupt.

Switches
have suffi-
cient rup-
turing
capacity.

(b) All cut-outs, switches, circuit breakers and other apparatus used for opening or closing an electric circuit shall be of such design as to operate safely on the system from which the circuit is energized.

Discon-
nectors.

(c) Disconnectors shall be of suitable voltage and ampere rating for the circuit in which they are installed and shall be accessible only to qualified persons. They shall also be protected by signs warning against opening the switch while carrying current in excess of the safe opening limit.

Locking or
blocking
switches.

(d) Means shall be provided so that switches controlling apparatus can be locked or blocked in the open position or plainly tagged to prevent careless closing while work is being done on the equipment unless all live and moving parts of the equipment are in plain sight of the switch.

(e) Switches, controllers and rheostats shall be so constructed as to make and maintain good contact. Knife switches shall maintain such alignment under service conditions that they may be closed with a single unhesitating motion. Good contact required on switches.

(f) Unless a switch, operating on a circuit above 750 volts, makes an air break there shall, if equipment controlled by such switch requires adjustment or repairs while the conductors leading to such switch are still alive, be installed between it and the source of energy supply a suitable air-break disconnecter. When air-break switches needed

(185)—(a) All manual switches over 150 volts to ground or in supply stations over 300 volts to ground shall have suitable casings or guards protecting the operator from danger of contact with current-carrying parts or being burned by arcing at the switch. Enclosing live parts of switches.

(b) All switches interrupting circuits over 750 volts shall be operated by means of remote control mechanism or be provided with suitable casings protecting the operator from danger of contact with current-carrying parts, except as provided in clause *d* of this rule. The control device for switches shall indicate whether the switches are open or closed. Guarding switches above 750 volts.

(c) Switches shall, if practicable, be so connected that switch blades will not be alive when in the open position. Connections to switches.

(d) Where switches, disconnectors, and fuses above 750 volts are ordinarily guarded by covers or enclosed in separate rooms, but must occasionally be operated without such protection, either by removal of the covers or by entrance into the rooms, adequate working space shall be provided about the live parts, so that the operator will not be required to bring any part of his body within the following horizontal distances: Working spaces about ordinarily guarded switches above 750 volts.

Voltage of parts.		Distance in feet.
750 to	7,500	1
7,500 to	30,000	2
30,000 to	50,000	3
50,000 to	70,000	4
70,000 to	100,000	5

(186)—(a) On circuits up to 300 volts to ground, where fusible cut-outs are not so arranged that they are necessarily disconnected from all sources of electrical energy before the ungrounded current-carrying parts can be touched, switches shall always be so placed or arranged that opening them will disconnect the fuses from all sources of electrical energy. Switches to be placed before fusible cut-outs.

(b)

Protecting
fusible
cut-outs
above
300 volts.

(b) Fusible cut-outs above 300 volts to ground shall be in a cabinet or otherwise made inaccessible to all but authorized persons and switches shall be so placed and arranged that opening them will disconnect the fuses from all sources of electrical energy.

Fuses in
fireproof
cabinets.

(c) All fusible cut-outs shall be installed in approved fire-proof cabinets.

Capacity of
fuses.

(d) The rated capacity of the fuses shall not exceed the allowable carrying capacity of the conductor.

SWITCHBOARDS.

Switch-
boards to
be readily
accessible.

(187)—(a) Switchboards and panelboards shall have all switches arranged so that the means of control are readily accessible to the operator.

Switch-
boards to
be conven-
ient for
operation.

(b) Instruments, relays, or other devices requiring reading or adjustment shall be so placed that the work can be readily performed from the working space provided.

Location
and light-
ing of
switch-
boards.

(188) Switchboards shall, where practicable, be so placed that the person operating them will not be endangered by machinery or equipment located near the board. Means for adequate illumination shall be provided.

Protecting
against
short cir-
cuiting on
switch-
boards.

(189) Exposed bare parts of different potentials on any switchboard or panelboard shall be as few as practicable and these shall be effectively separated.

Guarding
current-
carrying
parts of
switch-
boards.

(190)—(a) All switchboards and panelboards having exposed current-carrying parts operating at over 150 volts to ground shall, when practicable, be suitably encased in locked cabinets, screens, or rooms, or other enclosures to make them inaccessible to other than authorized operators. Conducting floors about such boards, and in supply stations about boards having equipment operating at over 300 volts to ground, shall be provided with suitable insulating platforms or mats so placed that no person can inadvertently touch live parts unless standing on the insulating platform or mats.

Switch-
boards
below 150
volts
accessible
to unautho-
rized
persons.

(b) Where switchboards or panelboards at voltages below 150 to ground are accessible to other than authorized operators, they shall, where practicable, be enclosed in cabinets or screens as an effective precaution against accidental short circuit at times when no operation of the board necessitates the opening of the cabinet or screen.

MOTOR CONTROL DEVICES.

(191)—(a) Manually controlled starters for all D.C. ^{Motor control devices.} motors and for all A.C. motors over 5 h.p. shall be so designed and the circuits so arranged that they return automatically to the "off" position upon the failure of the energy supply, except where the motors and their starting devices are, during operation, under the supervision of qualified persons and equivalent protection is otherwise provided.

(b) Each motor must be protected against excessive over- ^{Protecting motors against overload.} load current by cut-out or automatic circuit breaker, and overload device should interrupt the circuit at 50 per cent. over normal motor-current rating. An auto starter which disconnects all wires of the circuit automatically under overload when in the running position may be used as circuit breaker.

ILLUMINATING SUPPLY STATIONS.

(192)—(a) Rooms and spaces shall have good artificial ^{Lighting for supply stations.} illumination. Arrangement of permanent fixtures and plug receptacles shall be such that the portable cords need not be brought into dangerous proximity of live electrical apparatus. All lamps shall be arranged to be controlled, replaced, or trimmed from readily accessible places.

(b) A separate emergency source of illumination, from ^{Emergency lighting for supply stations.} an independent generator, storage battery, lanterns or other suitable source, shall be provided in every station where an attendant is located.

FIRE FIGHTING APPLIANCES.

(193) Each room or space where an operator is in attend- ^{Fire fighting appliances.} ance shall be provided with an adequate approved fire extinguishing appliance, conveniently located and conspicuously marked. Any such appliance which has not been approved for use on live parts shall be plainly and conspicuously marked with a warning to that effect whenever placed in rooms containing exposed live parts over 300 volts to ground.

POWDER MAGAZINES AND THAWS.

(194)—(a) All electric wiring in powder magazines and ^{Wiring in powder magazines and thaws.} thaws shall be installed in rigid conduit with screwed, waterproof joints, and such conduit shall be permanently grounded.

(b) The switches and fuses for lighting, heating or tele- ^{Switches to be outside of powder magazines and thaws.} phone circuits for powder magazines or thaws shall be installed in a locked fireproof cabinet on the outside of the building.

building. The fuses for power used shall be such that they will interrupt the current at 25 per cent. over the normal load. Fuses for lighting circuits shall not exceed 10-ampere capacity.

Electric heating of powder thaws.

(c) Where water is the medium used for distribution of electrically generated heat for powder thaws the radiation pipes must be permanently grounded. If wire or grid type heaters are used they shall be installed in a fireproof compartment or box, separate from the room in which explosives are thawed.

LIGHTING FIXTURES.

Guarding current-carrying parts of lighting fixtures.

(195)—(a) Electric fixtures, such as lamp sockets and lamp bases, plugs, receptacles, etc., shall be so installed that no current-carrying parts will normally be exposed externally when these parts are within reach of grounded surfaces (see rule 166.) The high-temperature current-carrying parts of radiant heaters are exempted.

(b) Portable lamps shall not be connected to circuits operating at over 300 volts to ground.

Portable conductors exposed to injury.

(196)—(a) In locations where exposed to dampness or mechanical injury, portable conductors shall be of reinforced weatherproof cord, and, when necessary, armoured.

Style of portable lamps permitted.

(b) In locations where exposed to dampness or mechanical injury, portable lamps shall have their sockets enclosed in wood or composition handles, through which the conductor shall be carried, and shall have a substantial wire cage which encloses the lamp. A hook for hanging lamp shall be attached either to the cage or to the handle.

TROLLEYS AND PORTABLE APPARATUS.

Guarding trolley or crane collector wires.

(197)—(a) Trolley or crane collector wires, whether indoors or out, shall, where practicable, be elevated at least eight feet above the rail level and be provided with suitable guards so arranged that persons cannot inadvertently touch the current-carrying parts while in contact with the ground or with conducting material connected to the ground.

(b) In tunnels or under bins or in similar locations where trolley wires are necessarily less than eight feet above the rail level, the operating voltage shall not exceed 300 and the wires shall be efficiently guarded to prevent accidental contact of person.

(198) Portable and pendant conductors shall not be installed or used on circuits operating at over 300 volts to ground, unless they are accessible only to persons authorized to approach them. In such cases they shall be of a type suitable to the voltage and conditions.

CRANES AND ELEVATORS.

(199)—(a) Readily accessible means shall be provided whereby all conductors and equipment located in or on cars or cranes can be disconnected entirely from the source of energy at a point as near as possible to the trolley or other current collector.

(b) A circuit breaker or switch, capable of interrupting the circuit under heavy loads, shall be used unless the current collector can be safely removed, under heavy loads, from the trolley wire.

TELEPHONE EXPOSED BY SUPPLY LINES.

(200) Telephone or other signal apparatus which must be handled by persons and which is connected to overhead signal circuits exposed by supply lines over 400 volts to ground must be protected as follows:

- (1) By fuses and arresters.
- (2) All exposed non-current-carrying metal parts must be permanently grounded.
- (3) The apparatus shall be installed in such a way that a person using it will be obliged to stand on a suitably insulated platform, in a suitably insulated booth or on other insulating surfaces.

(201) Telephone or signal apparatus which is connected to a line which parallels a supply circuit of high voltage in such a manner as to be exposed to induced voltage shall be protected by transformers and shall comply with the requirements of Rule 200.

TRANSMISSION LINES.

(202) All electrical supply lines and equipment shall be of suitable design and construction for the service and the conditions under which they are to be operated, and all lines shall be so installed and maintained as to reduce the life hazard as far as practicable.

Guarding
supply
lines.

(203) Conductors and other current-carrying parts of supply lines shall be so arranged as to provide adequate clearance from the ground or other space generally accessible, or shall be provided with guards so as to effectively isolate them from accidental contact by such persons.

Entrance to
buildings.

(204) Where supply lines over 300 volts to ground are attached to any buildings for entrance they must be permanently guarded if accessible.

Clearance
required
by supply
lines over
railways.

(205) Supply lines carried over railways operated by steam, electric or other motive power and on which standard equipment, such as freight cars, is used shall have the style of construction and clearances overhead as called for in the rules of the Board of Railway Commissioners of the Dominion of Canada. Supply lines crossing over railways on which standard equipment is not used and lines crossing over roadway shall have ample clearance for the operating conditions and shall be substantially supported.

UNDERGROUND.

Restrictions
on use of
motors
under-
ground.

(206) Except with the written permission of the Chief Inspector of Mines, who shall prescribe such conditions as he may deem fit:—

(a) No motor over 750 volts to ground shall be used underground;

(b) The voltage supply for electrical traction underground shall not exceed 300;

(c) No electrical energy higher than 750 volts to ground shall be transmitted underground.

In under-
ground in-
stallations
switch to be
placed at
surface.

(207) Where electrical energy is taken underground provision shall be made that the current can be cut off, on the surface, close to the point where it is led underground. The cut-off switch or switches shall be situated in a separate locked building or compartment, and same shall be accessible only to an authorized person or persons.

Conduits
required.

(208) All cables over 300 volts transmitting power underground shall be armoured or enclosed in standard conduit and substantially supported.

Conduits
or insula-
tors for
lighting
circuits.

(209) Wires carrying not over 300 volts to ground for lighting and signal circuits shall either be in standard conduits or casings, or suspended from and securely tied to porcelain or glass insulators, so that they do not touch any timbering or metal. On no account shall staples be used.

(210) The armouring or casing of cables, mentioned in the two next preceding rules, shall be bonded together so as to be electrically continuous, and shall be connected at some point or points to a satisfactory ground. Grounding of casings.

(211) All rules governing grounding of electrical apparatus in general work shall apply equally to underground work. Method of grounding.

(212) All proper precautions shall be taken to prevent electric signal or telephone wires, whether insulated or not, coming into contact with other electrical conductors. Precautions to protect signal and telephone wires.

(213)—(a) Electricity from lighting or power cables shall not be used for firing shots, except when a special firing plug or switch is provided which plug or switch shall be placed in a fixed locked box, and shall only be accessible to the authorized shot firer. Using electricity for firing shots.

(b) The firing cables or wires shall not be connected to this box until immediately before they are required for the firing of shots, and shall be disconnected immediately after the shots are fired. Connection and disconnection.

(c) The firing cables or wires used for firing shots at one working place shall not be used for firing shots in another working place until all proper precautions have been taken to insure that such firing cables or wires have not any electrical connection with the leads from the first working place. Firing cables.

(214) When shot-firing cables or wires are used in the vicinity of power or lighting cables, sufficient precautions shall be taken to prevent the shot-firing cables or wires coming in contact with the lighting or power cables. Precautions in using shot-firing cables.

RULES GOVERNING ELECTRIC HOISTS.

(215) All electric hoists fitted with mechanically operated brakes shall be so installed that:—

(a) The mechanically operated brakes will be applied automatically the moment the power supply fails; Automatic brakes.

(b) In case of a heavy overload, such as would be caused by the shaft conveyance leaving the rails or becoming jammed in the shaft, a circuit breaker will cut off the power and thus allow the mechanically operated brakes to come into play; Circuit breaker.

(c)

Overwind
device.

(c) A suitable overwind device, which can be set to engage shaft conveyance at any point in the head-frame, will cut off the current, in case of an overwind past this point, and thus allow the mechanically operated brakes to come into play. In default of a device of this nature the hoist shall be equipped with some other form of satisfactory and dependable overwind device. Such devices shall be tested out by the hoist man at least once a shift;

Brakes
operated
by mechanical means.

(d) The brakes shall, on failure of the power supply, be put into play by mechanical means, preferably gravity, and shall in no case be operated by an auxiliary electric current.

Testing for
over-loading.

(216) When the Inspector has cause to believe that the shaft conveyance operated by any electric hoist is being overloaded he shall have the power to order a test to be made.

EXEMPTIONS.

Continuing
use of
certain
appliances.

(217) Notwithstanding anything contained in these rules, any electrical plant or apparatus installed or in use, on or before the first day of January, 1920, may be continued in use, unless the Chief Inspector shall otherwise direct.

DAMAGE TO PROPERTY.

Wilful
damage.

(218) No person shall wilfully damage, or without proper authority remove or render useless, any fencing, casing, lining, guide, means of signalling, signal, cover, chain, flange, horn, brake, indicator, ladder, platform, steam-gauge, water-gauge, safety-valve, electrical equipment or other appliance or thing provided in any mine in compliance with this Act.

GENERAL.

Persons
under the
influence of
or carrying
liquor.

(219) No person under the influence of or carrying intoxicating liquor shall enter any mine or be in the proximity of any working place on the surface or near any machinery in motion.

Duty of
officials to
know
Mining
Act.

(220) It shall be the duty of every manager, superintendent, mine captain, shift boss and every person in charge of workmen, explosives, machinery or electrical apparatus in or about a mine to know such of these rules as affect the work in which he is engaged.

(221)

(221) There shall always be enforced and observed by the owner and the agent of a mine, and by every manager, superintendent, contractor, captain, foreman, workman and other person engaged in or about the mine, such care and precaution for the avoidance of accident or injury to any person in or about the mine as the particular circumstances of the case require; and the machinery, plant, appliances and equipment and the manner of carrying on operations shall always, so far as can be foreseen, conform to the strictest considerations of safety.

(222) An abstract of the rules and regulations contained in this Act, authorized by the Chief Inspector of Mines, shall be posted up in suitable places at the mine or works where the same can be conveniently read and the owner or agent of the mine shall maintain such abstract, duly posted, and the removal or destruction of the same shall be an offence against this Act.

PAYMENT OF WAGES.

165.—(1) No wages shall be paid to any person employed in or about any mine to which this part applies at or within any tavern, shop or place where spirits, wine, beer or other spirituous or fermented liquors are sold or kept for sale, or within any office, garden, or place belonging or contiguous thereto or occupied therewith.

(2) Every person who contravenes or permits any person to contravene this section shall be guilty of an offence against this Act, and in the event of any such contravention by any person whomsoever the owner and agent of the mine in respect of which the wages were paid shall also each be guilty of an offence against this Act, unless he proves that he had taken all reasonable means to prevent such contravention by publishing and to the best of his power enforcing the provisions of this section.

166. In mining operations no person or company shall, without right or authority, cause damage or injury to the holder of any other mining property by throwing earth, clay, stones, or mining material thereon, or by causing or allowing water which may be pumped or bailed or which may flow from a mining claim or other mining property of such person, to flow into or upon such other mining property, and the offender in addition to any civil liability shall incur a penalty of not more than \$10 for every day such damage or injury continues, and in default of payment of the penalty and costs, may be imprisoned for any period not exceeding one month.

PARTY WALL.

Party walls,
thickness of.

167.—(1) Unless the owners agree to dispense therewith, in all mining operations there shall be left between all adjoining properties a party wall at least fifteen feet thick (being seven and one-half feet on each property), to the use of which the adjoining owners shall be entitled in common.

Use in
common.

(2) The owners shall be entitled to use such party wall in common as roadway for all purposes, and such roadway shall not be obstructed by the throwing of soil, rock or other material thereon, or in any other way, and any person obstructing the same in addition to any civil liability shall incur a penalty of not more than \$10 for every day such obstruction continues.

Dispensing
with.

(3) Any such adjoining owners may, in any case, apply to the Commissioner, who may make an order dispensing with such party wall or roadway, or providing for the working of any material therein, or otherwise, as he may deem just. 8 Edw. VII, c. 21, s. 167.

NOTICE OF ACCIDENTS.

Accidents
causing
death or
serious
injury.

168.—(1) Where, in or about any mine, whether above or below ground, any accident occurs which causes loss of life to any person employed in or about the mine, the owner, agent, manager or superintendent of the mine shall immediately notify, by telephone or telegraph, the Deputy Minister of Mines.

(2) Where, in or about any mine, whether above or below ground, any accident occurs which causes fracture or dislocation of any of the bones of the body, or any other serious personal injury, to any person employed in or about the mine, the owner, agent, manager or superintendent of the mine shall within three days next after the accident send notice in writing to the Inspector of Mines resident in that district on the form prescribed for such purpose.

"Serious
personal
injury,"
meaning
of.

"Serious personal injury" shall mean such an injury as in the opinion of the attending physician may result in the injured person being incapacitated for work for at least seven days.

Accidents.

(3) Where in or about any mine;

Over-
winding.

(a) Any case of overwinding a skip or cage;

Breakage
in cables.

(b) Any breakage of a rope or cable used for hoisting;

Inrush of
water.

(c) Any inrush of water from old workings or otherwise;

(d)

(d) Any outbreak of fire below ground; or

Fire below
ground.

(e) Any premature or unexpected explosion occurs,

Explosions.

whether or not loss of life or personal injury is caused thereby, the owner, agent, manager, or superintendent shall, within twenty-four hours next after the occurrence, send notice in writing to the Inspector resident in the district and shall furnish such particulars in respect thereof as may assist the Inspector in making inquiry into the circumstances.

Notice to
Inspector.

169. Where mining operations have been commenced upon any mine, claim, location or works or where such operations have been discontinued, or where such operations have been recommenced after an abandonment or discontinuance for a period exceeding two months, or where any change is made in the name of a mine or in the name of the owner or agent thereof, or in the officers of any incorporated company which is the owner thereof, the owner or agent of such mine, claim, location or works shall give notice thereof to the Deputy Minister within two months after such abandonment, discontinuance, recommencement or change, and if such notice is not given the owner or agent shall be guilty of an offence against this Act. 8 Edw. VII, c. 21, s. 169.

Notice of
changes in
connection
with the
working of
a mine or in
respect of
its officers.

STATISTICAL RETURNS.

170.—(1) For the purpose of their tabulation under the instructions of the Minister the owner or agent of every mine, quarry or other works to which this Act applies shall, on or before the 15th day of January in every year, send to the Bureau of Mines a correct return for the year which ended on the 31st day of December next preceding, showing the number of persons ordinarily employed below and above ground respectively, and distinguishing the different classes and ages of the persons so employed whose hours of labour are regulated by this Act, the average rate of wages of each class and the total amount of wages paid during the year, the quantity in standard weight of the mineral dressed, and of the undressed mineral which has been sold, treated or used during such year, and the value or estimated value thereof, and such other particulars as the Minister may by regulation prescribe.

Statistical
returns by
owners and
agents of
mines.

(2) The owner or agent of every metalliferous mine shall, if required, make a similar return for the month or quarter at the end of each month or quarter of the calendar year.

Monthly or
quarterly
returns.

(3)

Penalty.

(3) Every owner or agent of a mine, quarry or other works who fails to comply with this section, or makes any return which is to his knowledge false in any particular, shall be guilty of an offence against this Act.

PLANS OF WORKING.

Plans to be produced on inspection of mine.

171.—(1) On any examination or inspection of a mine the owner shall, if required, produce to the Inspector, or to any other person authorized by the Minister or Deputy Minister an accurate plan and sections of the workings of the same.

Making subsequent progress on plan.

(2) The plan and sections shall show the workings of the mine up to within six months of the time of the examination or inspection, and the owner shall, if required by the Inspector or other authorized person, cause to be marked on the plan the progress of the workings of the mine up to the time of the examination or inspection, and shall also permit him to take a copy or tracing thereof.

Plan of working mines to be filed.

(3) An accurate plan on a scale of not more than 50 feet to the inch of every working mine in which levels, crosscuts or other openings have been driven from any shaft, adit or tunnel, and of every mine consisting of a tunnel or shaft fifty feet or more in length shall be made and a certified copy filed in the Bureau of Mines on or before the 31st day of January in each year, showing the workings of the mine up to and including the 31st day of December next preceding.

Plans to be filed before abandonment.

(4) Before a mine or any part of a mine is abandoned, closed down or otherwise rendered inaccessible, all underground plans and sections shall be brought up to date and a certified copy filed in the Bureau of Mines.

Failure to furnish plans

(5) Failure on the part of the owner or agent of the mine to comply with any provision of this section shall be an offence against this Act.

Plans to be treated as confidential.

(6) Every such plan shall be treated as confidential information for the use of the officers of the Bureau of Mines, and shall not be exhibited nor shall any information contained therein be imparted to any person except with the written permission of the owner or agent of the mine.

Penalty.

(7) Every owner or agent of a mine, quarry or other works who fails to comply with this section, or makes any return which is to his knowledge false in any particular, shall be guilty of an offence against this Act.

Commencement of Act.

14. With the exception of sections 1 to 12 inclusive, this Act shall come into force and effect on the first day of January, 1920.

CHAPTER 13.

An Act respecting Natural Gas.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Natural Gas Act, 1919*. Short title.
2. In this Act:—
 - (a) "Minister" shall mean the Minister of Lands, Interpretation. Minister Forests and Mines;
 - (b) "Regulations" shall mean Regulations made Regulations. under the authority of this Act.
3. The Minister shall have power and authority to make Powers of Minister. such orders and Regulations as he may deem expedient for—
 - (a) The closing and cutting off of the supply of Cutting off supply. natural gas to any corporation, company or individual;
 - (b) The construction or alteration of any works, Construction of works. machinery, plant or appliance used in the production, transmission, supply, distribution or consumption of natural gas;
 - (c) The cutting off of the supply to consumers Cutting off supply to consumers. generally or to any class of consumers in any locality for such periods or at such times as the Minister may deem proper;
 - (d) The construction, installation, or alteration of ma- Construction of pipe lines chinery, pipe-lines, meters, or such other matters or things as he may deem proper;
 - (e) The limiting or restricting any right conferred or Limiting or restricting consumption. purporting to have been conferred upon any person to the use and consumption of natural gas without charge;

(f)

Dividing
fields of
production.

(f) The division of any field of production or distribution between two or more corporations, companies or individuals engaged in the business of producing or distributing natural gas;

Allotting
gas to
consumers.

(g) The allotting of gas to consumers generally or to any class of consumers or to consumers in any specified district;

Closing
down works.

(h) The closing down and stopping up of any natural gas well or any works for the production, transmission or supply of natural gas;

Returns.

(i) For requiring returns to be made by any person producing, transmitting or distributing natural gas, and for prescribing the form of any such return, the particulars to be included therein and the intervals at which such returns shall be made;

Appointment
of officers.

(j) The appointment of such inspectors, officers, agents, servants or workmen as may be necessary to carry out or enforce any order made under this Act;

Regulating
use of gas.

(k) For regulating the use of natural gas and for providing for the installation of such appliances as he may deem requisite, by the consumers of natural gas for the purpose of conserving the supply and preventing the waste of natural gas;

Generally.

(l) Generally for the better carrying out of the provisions of this Act and for conserving the supply of natural gas and for controlling the production, transmission, distribution, and consumption thereof.

Minister
may issue
licenses.

4.—(1) Licenses may be issued by the Minister upon such terms, and subject to such conditions, and upon the payment of such fees as the Minister may prescribe, to persons for boring, prospecting for, producing, transmitting or distributing natural gas, and no person whether or not he is the holder of a license, lease or permit from any person or authority other than the Minister, shall after the first day of June, 1919, bore or prospect for, produce, transmit or distribute natural gas in Ontario, who is not the holder of a license from the Minister permitting him so to do.

Penalty.

(2) Every person who contravenes the provisions of subsection 1 shall be guilty of an offence and shall incur a penalty not exceeding \$1,000 and not less than \$100, and in default

default of payment thereof shall be liable to imprisonment for a period not exceeding six months, and every day upon which such contravention is committed or continued shall constitute a separate offence.

5.—(1) The Lieutenant-Governor in Council may appoint an officer to be known as the Commissioner of Natural Gas who shall be an officer of the Bureau of Mines and who shall, under the direction of the Minister, be charged with the enforcement and administration of this Act.

(2) The Minister may delegate to the Commissioner any of the powers and duties which are exercisable by, or imposed upon the Minister by section 3 of this Act.

6. Every person who:—

Offences and penalties.

- (a) Refuses or neglects to obey any order or direction of the Minister made or given under the authority of this Act; or
- (b) Contravenes any regulation made under the authority of this Act; or
- (c) Wastes or causes to be wasted the product of any natural gas well or works for the production, distribution or supply of natural gas; or
- (d) Neglects or refuses to make any return required to be made to the Minister, or to give the particulars required by such return, or makes any false statement in such return; or
- (e) Tampers or interferes with any tap, meter, or cut-off or any matter or thing placed, used, or installed by the Minister or by the Commissioner, or by the officers, agents, servants or workmen of the Bureau of Mines; or
- (f) Hinders, delays or obstructs the Minister or the Commissioner or any officer, agent, servant or workman in carrying out the provisions of this Act or any order, direction or Regulation made or given thereunder,

shall be guilty of an offence and shall incur a penalty not exceeding \$1,000 and not less than \$100, and shall in default of the payment thereof be liable to imprisonment for a period not exceeding six months.

Application
of Rev. Stat.
c. 90.

7. *The Ontario Summary Convictions Act* shall apply to prosecutions for offences under this Act.

Decision of
the Minister.

8. No action or other proceeding shall lie against the Commissioner of Natural Gas or any officer, agent, servant or workman for anything done, or purporting to be done under, or in pursuance of the provisions of this Act, but an appeal shall lie to the Minister in every such case and the decision of the Minister thereon shall be final and conclusive and shall not be subject to appeal or to review by any court.

Powers.

9. In the exercise of the powers conferred by this Act the Minister or the Commissioner of Natural Gas by himself, or the officers, agents, servants or workmen of the Bureau of Mines or by any other person authorized by the Minister or Commissioner, may at any time:—

(a) Enter upon, pass over, take up or use any private property or the property of any municipal corporation or of the Crown, or any public place or highway;

(b) Construct, instal, lay down and set up or remove, take up, take down, alter or repair any works, plant, machinery or appliance used in the production, transmission, supply, distribution or consumption of natural gas,

and where any person has refused or neglected to do anything prescribed by the order of the Minister or by the Regulations, the Minister may cause such thing to be done, and the expenses so incurred shall, when certified by the Minister in writing, signed by him, be a debt due from such person to the Crown and shall be recoverable with costs by action in any Court of competent jurisdiction.

8 Geo. V,
c. 12.

Rev. Stat.
c. 26, s. 24,
subs. 2-5,
repealed.

10. *The Natural Gas Act, 1918*, and subsections 2 to 5 inclusive of section 24 of *The Mining Tax Act* are repealed, but such repeal shall not affect any regulation or order heretofore made by the Ontario Railway and Municipal Board until the Minister, by any order or regulation made by him under the authority of this Act, shall declare such regulation or order of the said board no longer in force.

Commence-
ment of
Act.

11. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 14.

An Act to amend The Northern and Northwestern Ontario Development Acts.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Northern and North-western Ontario Development Act, 1919.* Short title.

2. Notwithstanding anything in *The Public Service Act*, or in any other statute of Ontario, the Lieutenant-Governor in Council may require any officer or servant employed in any department or branch of the public service to perform in addition to his duties therein such duties under *The Northern and Northwestern Ontario Development Acts* as the Minister may from time to time direct, without salary or other remuneration therefor, and the travelling and other expenses of any such officer or servant, while engaged in the performance of his duties under *The Northern and Northwestern Ontario Development Acts*, shall be and form part of the expenses of the department or branch of the public service to which such officer or servant belongs, and shall be paid out of moneys appropriated by the Legislature for that purpose. Officers of other Departments may be assigned to duties under 2 Geo. V, c. 2.

3. The Lieutenant-Governor in Council may require any officer or servant employed in the Northern and Northwestern Ontario Development Branch to perform, in addition to his duties therein, such duties in any other department or branch of the public service as the Minister may from time to time direct, without salary or other remuneration therefor, and the travelling and other expenses of any such officer or servant, while engaged in the performance of his duties in such other department or branch of the public service, shall be and form part of the expenses under *The Northern and Northwestern Ontario Development Act*, and amend- Officers employed under 2 Geo. V, c. 2 may be assigned to perform other duties.

ments thereto, and shall be paid out of the moneys provided under the said *Northern and Northwestern Ontario Development Acts* for that purpose.

Commence-
ment of
Act.

4. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 15.

An Act to authorize the Corporations of Counties to Enter into certain Agreements for the Settlement of Returned Soldiers and Sailors.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Returned Soldiers' and Sailors' Land Settlement Act, 1919.* Short title.

2. The council of any county may by by-law appoint a committee composed of not more than five, nor less than three persons, one of whom may be a member of the county council and the remaining number of whom shall be residents of the county, and may authorize such committee to enter into agreements with the Minister of Lands, Forests and Mines for any purpose included in or contemplated by *The Returned Soldiers' and Sailors' Land Settlement Act,* ^{7 Geo. V, c. 13.} Appoint-
ment of
County
committee. with respect to soldiers and sailors who, at the time of their enlistment for active military or naval service with the British forces out of Canada during the Great War, were residents of the county.

3. The council of the county may by by-law grant such sums as the council may deem expedient to be applied by the committee in carrying out the terms of any such agreement, and may raise money for the purpose of any such grant by the issue of debentures of the county, and it shall not be necessary to obtain the assent of the electors to any such by-law, notwithstanding the provisions of *The Municipal Act* with respect to money by-laws and notwithstanding any other provision of the said Act or of any other general or special Act. County
grant.

Terms of
agreement.

4. The agreement may include an undertaking on the part of the committee to apply any funds in its hands for any of the purposes included in or contemplated by *The Returned Soldiers' and Sailors' Land Settlement Act*, and such other terms and conditions as the Minister, with the approval of the Lieutenant-Governor in Council, may deem requisite.

Act to be
read with
2 Geo. V, c. 2
and 7 Geo.
V, c. 13.

5. This Act shall be read with and as a part of *The Returned Soldiers' and Sailors' Land Settlement Act*, and *The Northern and Northwestern Ontario Development Acts*.

Commence-
ment of
Act.

6. This Act shall come into force and take effect upon the day upon which it receives the Royal Assent.

CHAPTER 16.

An Act to amend The Power Commission Act and to Ratify certain By-laws and Contracts.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Power Commission Amendment Act, 1919.* Short title.

2. *The Power Commission Act* is amended by adding Rev. Stat., c. 39, after section 6c, as enacted by *The Power Commission Act, amended, 1918*, the following section:

6cc. The Commission, with the approval of the Lieutenant-Governor in Council, may establish a fund Authority for establishment of superannuation fund. for the payment to permanent employees of the Commission, of superannuation and retiring allowances, or of a gratuity or annual allowance to the dependants of employees dying while in the service of the Commission, and a fund for providing sick benefits for permanent employees, and may provide for contributions to such fund by the Commission and by its employees, or for the establishment and support of such fund entirely at the cost of the Commission.

6ccc. The Commission, with the approval of the Lieutenant-Governor in Council, may enter into an Agreements to include municipal employees. agreement with the corporation of any municipality receiving power from the Commission for including permanent employees of any commission established under *The Public Utilities Act*, or under this Act, for the management and control of works for the distribution of electrical power or energy in the municipality, upon such terms as to the contribution by a municipal corporation and otherwise as may be deemed expedient.

Rev. Stat.,
c. 39, s. 23,
cl. c.
amended.

Charging
appropria-
tions for
superannu-
ation.

By-laws
confirmed.

3. Clause *c* in section 23 of *The Power Commission Act*, as amended by section 4 of *The Power Commission Act, 1914*, and subsection 1 of section 11 of *The Power Commission Act, 1915*, is further amended by adding after the words "Consolidated revenue fund," the words, "and such sums as may be appropriated for the establishment and support of any fund established by the Commission for the payment of superannuation or retiring allowances and sick benefits, or either of them, to the permanent employees of the Commission."

4. By-law No. 352 of the Corporation of the Village of Chippawa, By-law No. 524 of the Corporation of the Village of Sandwich, By-law No. 8 of the Corporation of the Village of Zurich, By-law No. 485 of the Corporation of the Village of Baden, By-law No. 802 of the Township of Markham, covering the Police Village of Unionville; By-law No. 739 of the Township of Caledon, covering the Police Village of Alton; By-laws Nos. 1188 and 1189 of the Corporation of the Township of Etobicoke, By-law No. 1097 of the Corporation of the Township of Barton, By-law No. 1363 of the Corporation of the Town of Smith's Falls, By-laws Nos. 629 and 630 of the Corporation of the Township of Ancaster, By-law No. 638 of the Corporation of the Township of East Flamboro, By-law No. 654 of the Corporation of the Township of Brock, By-law No. 552 of the Corporation of the Township of Wilmot, By-law No. 788 of the Corporation of the Township of Oxford East, By-law No. 492 of the Corporation of the Township of Nissouri East, By-laws Nos. 982 and 1008 of the Corporation of the Township of Vaughan, By-law No. 550, as amended by By-law No. 259 of the Corporation of the Township of West Gwillimbury; By-law No. 492, as amended by By-law No. 516 and By-laws Nos. 493 and 494 of the Corporation of the Township of Innisfil, By-law No. 404, as amended by By-law No. 414 and By-laws Nos. 405 and 406 of the Corporation of the Township of Essa; By-law No. 501, as amended by By-law No. 512 of the Corporation of the Township of Tecumseh; By-law No. 720 of the Corporation of the Township of London, By-laws Nos. 726, 745 and 746 of the Corporation of the Township of Brantford, By-law No. 217 of the Corporation of the Town of Mimico, By-law No. 1014 of the Corporation of the Township of Whitby, By-law No. 7999, as amended by By-law No. 8018 and by By-law No. 8052 of the Corporation of the City of Toronto, and all debentures issued or to be issued, or purporting to be issued, under any of the said by-laws which authorize the issue of debentures, are confirmed and declared to be legal, valid and binding upon such corporations and the ratepayers thereof, respectively, and shall not be open to question upon any ground whatsoever, notwithstanding the requirements of *The Power Commission Act*,

Act, or the amendments thereto, or any other Act of this Legislature.

5. The Municipal Corporation of the Village of Chippawa, the Municipal Corporation of the Village of Sandwich, the Corporation of the Village of Zurich, the Municipal Corporation of the Village of Baden, the Police Village of Unionville, the Municipal Corporation of the Township of Etobicoke, and the Municipal Corporation of the Township of Barton, are added as parties of the second part of the contract set out in Schedule "A" to *The Power Commission Act, 1909*, as varied, confirmed and amended by the Act passed in the tenth year of the reign of His Late Majesty King Edward VII, chaptered 16, and by subsequent Acts and by this Act, and the said contract shall be binding upon the parties thereto respectively from, as to the Village of Chippawa, from the 22nd day of January, 1919; as to the Village of Sandwich, from the 18th day of February, 1915; as to the Village of Zurich from the 4th day of April, 1916; as to the Village of Baden from the 29th day of August, 1911; as to the Police Village of Unionville from the 23rd day of January, 1919; as to the Township of Etobicoke from the 1st day of April, 1918, and as to the Township of Barton from the 16th day of September, 1918.

Certain municipalities added as parties to Niagara contract.

6. The names of the said municipalities are added to Schedule "B" of the said contract, and such schedule shall be read as containing the particulars set out in Schedule "A" to this Act.

Names of municipalities added to schedule.

7. The agreements set out in Schedules "B," "C," "D," "E," "F," "G," "H," "I," "J," "K," "L," "M," "N," "O," "P," "Q," and "R," between the Village of Neustadt, the Village of Neustadt (Purchase agreement), the Police Village of Alton, the Township of East Flamboro, the Township of Brock, the Township of Wilmot, the Township of East Oxford, the Township of East Nissouri, the Township of Vaughan, His Majesty the King, represented therein by the Minister of Railways and Canals of Canada, the National Portland Cement Company, Limited, the National Abrasive Company, the Department of Education of the Province of Ontario, the Essex County Light and Power Company, Limited, and the Detroit/Edison Company, the Wolverton Milling Company, Limited, the Toronto Suburban Railway Company, James Battle, and the Canadian Salt Company, Limited, and the Commission are hereby confirmed and declared to be legal, valid and binding upon the parties thereto respectively and shall not be open to question upon any ground whatsoever, notwithstanding the requirements of *The*

Contracts confirmed.

Power Commission Act, or amendments thereto, or any other Act of this Legislature.

Commence-
ment of Act.

8. This Act shall come into force and take effect on the day upon which it receives the Royal assent.

SCHEDULE "A."

Name of Municipal Corporation.	Quantity of power applied for in horse-power.	Maximum price of power at Niagara Falls.	Number of volts.	Estimate maximum cost of power ready for distribution in Municipality.	Estimated proportionate part of cost to construct transmission line, transformer station and works for nominally 30,000 h.p. with total capacity of 60,000 h.p.	Estimate proportionate part of line loss and of part cost to operate, maintain, renew and insure transmission line, transformer stations and works for nominally 30,000 h.p. with total capacity of 60,000 h.p.
Chippawa	25	.....	.....	\$35.00	\$4,165	234
Sandwich	200	.....	.....	
Zurich	50	.....	.....	69.34	24,244	1,419
Baden	40	.....	.....	36.95	8,316	620
Unionville	40	.....	.....	48.82	12,233	648
Etobicoke Township	175	.....	.....	27.00	25,375	1,219
Barton Township ..	200	.....	.....	14.00	8,980	47,916

This Agreement dated the 22nd day of January, 1919.

Between

Hydro-Electric Power Commission of Ontario, herein called the
"Commission," party of the first part;

and

Municipal Corporation of the Village of Chippawa, herein called
the "Corporation," party of the second part.

Whereas the City of Toronto and other municipalities named
in column 1 of the schedule of the agreement dated 4th May, 1908,
hereto attached and marked "A," have agreed with the Commission
for a supply of power from Niagara Falls;

And whereas the Corporation, under the provisions of the *Power
Commission Act* and amendments thereto, Revised Statutes of
Ontario, chapter 39, has applied to the Commission for a supply
of power and has passed a by-law, No. 352, passed the 26th day of
July, 1918, to authorize the execution of an agreement therefor;

Now this indenture witnesseth that in consideration of the
premises the Commission agrees to supply to the Corporation
twenty-five (25) horsepower of electrical power upon the terms
and conditions set forth in said agreement of 4th May, 1908, and
the Corporation agrees with the Commission upon the said terms
and conditions therein set out. Provided that the said terms and
conditions may be modified pursuant to paragraph 11 of the said
agreement, but subject to such modifications, the Corporation shall
be deemed to have been a party to the said agreement, and the
figures set forth in the columns of the schedule of the said agree-
ment hereto attached opposite the name of the Village of Chippawa
shall be deemed to have been inserted therein at the date thereof.

In witness whereof the Commission and the Corporation have
respectively affixed their Corporate seals and the hands of their
proper officers.

HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

(Signed) A. BECK, *Chairman.*

(SEAL.)

(Signed) W. W. POPE, *Secretary.*

CORPORATION OF THE VILLAGE OF CHIPPAWA.

(Signed) CHARLES KISTER, *Reeve.*

(SEAL.)

(Signed) CHAS. WAINBRUNNER, *Clerk.*

This Indenture made the 4th day of May, 1908.

Between

The Hydro-Electric Power Commission of Ontario, acting here-
in on its own behalf and with the approval of the Lieutenant-
Governor in Council (hereinafter called the Commission),
party of the first part;

and

The Municipal Corporations of Toronto, London, Guelph, Strat-
ford, St. Thomas, Woodstock, Berlin, Galt, Hespeler, St. Mary's,
Preston, Waterloo, New Hamburg, and Ingersoll (hereinafter
called the Corporations), parties of the second part.

Whereas, pursuant to "An Act to provide for transmission of
electrical power to municipalities," the Corporations applied to
the

the Commission to transmit and supply such power from Niagara Falls, and the Commission entered into contracts, hereto attached, with the Ontario Power Company of Niagara Falls (hereinafter called the Company), for such power at the prices set forth in the schedule, hereto attached, and the Commission furnished the Corporations with estimates, as shown in the schedules of the total cost of such power, ready for distribution within the limits of the Corporations, and the electors of the Corporations assented to by-laws authorizing the Corporations to enter into a contract with the Commission for such power, and the Commission have estimated the line cost and the cost to construct, operate, maintain, repair, renew and insure a line to transmit, nominally, 30,000 horsepower with a total capacity of 60,000 horsepower of such power to the Corporations, and have apportioned the part of such cost to be paid by each Corporation as shown in said schedule;

Now therefore this Indenture witnesseth that in consideration of the premises and of the agreements of the Corporations herein set forth, subject to the provisions of said Act and of the said contracts, the Commission agrees with the Corporations respectively:—

1.—(a) To construct a line to transmit the quantities of electric power, shown in column 2 of the said schedule from Niagara Falls to the Corporations shown in column 1, respectively.

(b) On the 1st day of July, 1919, or on any earlier day on which the Commission shall be prepared to supply the same, to supply said power in quantities set forth in column 2 of said schedule, or as a minimum 40 per cent. less, if written notice of minimum required is given on or before 19th July, 1919, to the Corporations within the limits thereof, ready for distribution at approximately the number of volts set forth in column 4 of said schedule, and approximately 25 cycles per second frequency.

(c) At the expiration of three months' written notice, which may be given by the Corporations or any of them from time to time during the continuance of this agreement, to supply from time to time to the Corporations in blocks of not less than 1,000 horsepower each, additional power until the total amount so supplied shall amount to 30,000 horsepower.

(d) At the expiration of nine months' like notice, which may be given by the Corporations or any of them from time to time during the continuance of this agreement, to supply from time to time to the Corporations in blocks of not less than 1,000 horsepower each, additional power until the total amount so supplied shall amount to 100,000 horsepower.

(e) To use at all times first-class, modern, standard, commercial apparatus and plant and to exercise all due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Corporations.

In consideration of the premises and of the agreements herein set forth, each of the Corporations for itself, and not one for the other, agrees with the Commission:—

2.—(a) Subject to the provisions of paragraph 2 (g), hereof, to pay the Commission for the quantities of power shown in column 2 of said schedule, or 40 per cent. less as a minimum, to be supplied at said date, and for such additional power supplied or held in reserve upon such notices, the price set forth in column 3 of said schedule in twelve monthly payments, in gold coin of the present standard of weight and fineness, and bills shall be rendered by the Commission on or before the fourth and paid by the Corporation on or before the fifteenth of each month. If any bill remains unpaid for 15 days, the Commission may, in addition to all other remedies and without notice, discontinue the supply of such power to the Corporations in default until said bill is paid. No such dis-
continuation

continuance shall relieve the Corporation in default from the performance of the covenants, provisoes, and conditions herein contained. All payments in arrears shall bear interest at the legal rate.

(b) To take electric power exclusively from the Commission during the continuance of this agreement; provided, if the Commission is unable to supply said power as quickly as required, the Corporations may obtain the supply otherwise until the Commission has provided such supply, thereupon the Corporations shall immediately take from the Commission; and the Corporations may generate, store or accumulate electric power for emergencies, or to keep down the peak load of the power taken from the Commission; and nothing herein contained shall affect existing contracts between the Corporations and other parties for a supply of electric power, but the Corporations shall determine said contracts at the earliest dates possible.

(c) To pay, annually, interest upon its proportionate part of the moneys expended by the Commission on capital account for the construction of the said line, transformer stations and other necessary works, shown, respectively, in column 6 of said schedule, subject to adjustment under paragraph 10.

(d) To pay an annual sum for its proportionate part of the cost of the construction of said line, stations and works, shown, respectively, in column 6 of said schedule, subject to adjustment under paragraph 10, so as to form in thirty years a sinking fund for the retirement of the securities to be issued by the Province of Ontario.

(e) To bear its proportionate part of the lines loss and pay its proportionate part of the cost to operate, maintain, repair, renew and insure the said line, stations and works, shown, respectively, in column 7 of said schedule, subject to adjustment under paragraph 10.

(f) To keep, observe and perform the covenants, provisoes and conditions set forth in said contracts, intended by the Commission and the Company to be kept and observed and performed by the Corporations.

(g) To pay for three-fourths of the power supplied and held in reserve at said date and upon said notices, whether the said power is taken or not, and when the greatest amount of power taken for twenty consecutive minutes in any month shall exceed three-fourths of the amount during such twenty consecutive minutes, so supplied and held in reserve, to pay for this greater amount during that entire month. When the power factor of the greatest amount of power taken for said twenty minutes falls below 90 per cent., the Corporations shall pay for 90 per cent. of said power divided by the power factor.

(h) To take no more power than the amount to be supplied and held in reserve at said date and upon said notices.

(i) To use at all times first-class, modern, standard, commercial apparatus and plant to be approved by the Commission.

(j) To exercise all due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Commission and the Company.

3. If, as therein provided, the said contracts are continued until 19th December, 1939, this agreement shall remain in force until that date.

4. Said power shall be three-phase, alternating, commercially continuous twenty-four-hour power every day of the year except as provided in paragraph 6 hereof, and shall be measured by curve-drawing meters, subject to test as to accuracy by either party hereto.

5. The engineers of the Commission, or one or more of them, or any other person or persons appointed for this purpose by the Commission, shall have the right from time to time during the continuance of this agreement to inspect the apparatus, plant and property of the Corporations, and take records at all reasonable times on giving to the Corporation six hours' notice of the intention to make such inspection. The Corporations shall have a like right on giving a like notice to inspect the apparatus, plant and property of the Commission.

6. In case the Commission or the Company shall at any time or times be prevented from supplying said power, or any part thereof, or in case the Corporations shall at any time be prevented from taking said power, or any part thereof, by strike, lock-out, riot, fire, invasion, explosion, act of God or the King's enemies, or any other cause reasonably beyond their control, then the Commission shall not be bound to deliver such power during such time and the Corporations shall not be bound to pay the price of said power at Niagara Falls during such time, but the Corporations shall continue to make all other payments, but as soon as the cause of such interruption is removed the Commission shall without any delay supply said power as aforesaid and the Corporations shall take the same and each of the parties hereto shall be prompt and diligent in removing and overcoming such cause or causes of interruption.

7. If, and so often as, any interruption shall occur in the service of the Company due to any cause or causes, other than those provided for by the next preceding paragraph hereof, the Commission shall recover and pay to the Corporations as liquidated and ascertained damages and not by way of penalty, as follows:—For any interruption less than one hour, double the amount payable for power which should have been supplied during the time of such interruption; and for any interruption of one hour or more, the amount payable for the power which should have been supplied during the time of such interruption and twelve times the last mentioned amount in addition thereto, and all moneys payable under this paragraph when the amount thereof is settled between the Commission and the Company may be deducted from any moneys payable by the Corporations to the Commission, but such right of deduction shall not in any case delay the said monthly payments.

8. The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the sub-station in the limits of the Corporation shall constitute the supply of all power involved herein and the fulfilment of all operating obligations hereunder; and when voltage and frequency are so maintained, the amount of the power, its fluctuations, load factor, power factor, distribution as to phases, and all other electric characteristics and qualities are under the sole control of the Corporations, their agents, customers, apparatus, appliances and circuits.

9. In case any municipal corporation, or any person, firm or corporation which shall contract with the Commission or with any municipal corporation for a supply of power furnished to the Commission by the Company shall suffer damages by the act or neglect of the Company, and such municipal corporation, person, firm or corporation would, if the Company had made the said contracts directly with them, have had a right to recover such damages or commence any proceedings or any other remedy, the Commission shall be entitled to commence any such proceeding or bring such action for or on behalf of such municipal corporation, person, firm, or corporation, and notwithstanding any acts, decision or rule of law to the contrary, the Commission shall be entitled to all the rights and remedies of such municipal corporation, person, firm or corporation, including the right to recover such damages, but no action shall be brought by the Commission until such municipal corporation, person, firm or corporation shall have agreed with the Commission to pay any costs that may be adjudged to be paid if

such

such proceeding or action is unsuccessful. The rights and remedies of any such municipal corporation, person, firm or corporation shall not be hereby prejudiced.

10. The Commission shall at least annually adjust and apportion the amounts payable by municipal corporations for such power and such interest, sinking fund, line loss, and cost of operating, maintaining, repairing, renewing and insuring the line and works.

11. If at any time, any other municipal corporation, or pursuant to said Act, any railway or distributing company or any other corporation or person, applies to the Commission for a supply of power, the Commission shall notify the applicant and the Corporations, parties hereto, in writing, of a time and place and hear all representations that may be made as to the terms and conditions for such supply.

Without discrimination in favour of the applicants as to the price to be paid, for equal quantities of power, the Commission may supply power upon such terms and conditions as may, having regard to the risk and expense incurred, and paid, and to be paid by the Corporations, parties hereto, appear equitable to the Commission, and are approved by the Lieutenant-Governor in Council.

No such application shall be granted if the said line is not adequate for such supply, or if the supply of the Corporations, parties hereto, will be thereby injuriously affected, and no power shall be supplied within the limits of a municipal corporation taking power from the Commission at the time of such application, without the written consent of such corporation.

In determining the quantity of power supplied to a municipal corporation, the quantity supplied by the Commission within the limits of the Corporation to any applicant other than a municipal corporation, shall be computed as part of the quantity supplied to such corporation, but such corporation shall not be liable to pay for the power so supplied, or otherwise in respect thereof. No power shall be supplied by any municipal corporation to any railway or distributing company, or any other corporation or person without the written consent of the Commission.

12. It is hereby declared that the Commission is to be a trustee of all property held by the Commission under this agreement for the Corporations and other municipal corporations supplied by the Commission, but the Commission shall be entitled to a lien upon said property for all moneys expended by the Commission under this agreement and not repaid. At the expiration of this agreement the Commission shall determine and adjust the rights of the Corporations and other municipal corporations, supplied by the Commission, having regard to the amounts paid by them, respectively, under the terms of this agreement, and such other considerations as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

13. Each of the Corporations agrees with the other:—

(a) To take electric power exclusively from the Commission during the continuance of this agreement, subject to the provisos above set forth in paragraph 2 (b).

(b) To co-operate, by all means in its power, at all times, with the Commission, to increase the quantity of power required from the Commission, and in all other respects to carry out the objects of this agreement and of the said Act.

14. If differences arise between the Corporations, the Commission may upon application fix a time and place to hear all representations that may be made by the parties and the Commission shall, in a summary manner, when possible, adjust such differences and such adjustment shall be final. The Commission shall have all the powers

powers that may be conferred upon a Commissioner appointed under *The Act respecting Enquiries concerning Public Matters*.

15. This agreement shall extend to, be binding upon and enure to the benefit of the successors and assigns of the parties hereto.

In witness whereof the Commission and the Corporations have, respectively, affixed their corporate seals and the hands of their proper officers.

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

Commissioners.

SCHEDULE.

Column 1	2	3	4	5	6	7
Name of Municipal Corporation.	Quantity of power applied for in h.p.	Maximum price of power at Niagara Falls.	No. of volts.	Estimate maximum cost of power ready for distribution in municipality.	Estimate proportionate part of cost to construct transmission line, transformer stations and works for nominally 30,000 h.p., with total capacity of 60,000 h.p.	Estimate proportionate part of line loss and of part of cost to operate, maintain, repair, renew and insure transmission line, transformer stations and works for nominally 30,000 h.p., with total capacity of 60,000 h.p.
Toronto	10,000	\$9.40 for power at 12,000 volts until 25,000 h.p. or more are taken, then \$9.00 for all. \$10.40 for power at 60,000 volts until 25,000 h.p. or more are taken, then \$10.00 for all. If power taken at higher voltage, price to be fixed by arbitration.	10	\$18 10	\$328,080	\$33,970
London	5,000		50	23 50	671,089	31,578
Guelph	2,500		00	24 00	347,420	16,350
Stratford	1,000		10	27 10	173,580	8,120
St. Thomas ..	1,500		50	26 50	244,140	11,490
Woodstock ..	1,200		00	23 00	155,350	7,310
Berlin	1,000		00	24 00	138,970	6,540
Galt	1,200		00	22 00	143,920	6,773
Hespeler	300		00	26 00	63,200	2,974
St. Mary's ...	500		50	29 50	95,677	4,502
Preston	600		50	23 50	80,530	3,789
Waterloo	685		50	24 50	98,460	4,630
New Hamburg	250		50	29 50	47,830	2,251
Ingersoll	500		00	24 00	69,485	3,270
Chippawa ...	25		00	35 00	4,165	234

SCHEDULE

SCHEDULE "B."

This Indenture made in duplicate the 10th day of June, in the year of our Lord 1918.

Between

The Hydro-Electric Power Commission of Ontario, hereinafter called the "Commission," party of the first part;

and

The Municipal Corporation of the Village of Neustadt, herein after called the "Corporation," party of the second part.

Whereas, pursuant to an Act to provide for the transmission of electrical power to municipalities known as the *Power Commission Act*, and amendments thereto, the Corporation applied to the Commission for a supply of power, and the Commission furnished the Corporation with estimates of the total cost of such power, ready for distribution within the limits of the Corporation (and the electors of the Corporation assented to the by-law authorizing the Corporation to enter into a contract with the Commission for such power);

1. Now therefore this indenture witnesseth that in consideration of the premises and of the agreement of the Corporation herein set forth, subject to the provisions of the said Act and amendments thereto, the Commission agrees with the Corporation:

(a) To reserve and deliver at the earliest possible date one hundred (100) H.P. or more of electrical power, to the Corporation;

(b) At the expiration of reasonable notice in writing, which may be given by the Corporation from time to time during the continuance of this agreement, to reserve and deliver to the Corporation additional electric power when called for;

(c) To use at all times first-class, modern, standard, commercial apparatus and plant, and to exercise all due skill and diligence so as to secure satisfactory operation of the plant and apparatus of the Corporation;

(d) To deliver commercially continuous 24-hour power every day in the year to the Corporation at the Corporation's limits.

2. In consideration of the premises and of the agreement herein set forth, the Corporation agrees with the Commission:

(a) To use all diligence by every lawful means in its power to prepare for the receipt and use of the power dealt with by this agreement so as to be able to receive power when the Commission is ready to deliver same;

(b) To pay annually, interest at rate payable by the Commission upon the Corporation's proportionate part (based on the quantity of electrical energy or power taken), of all monies expended by the Commission on capital account for the acquiring of properties and rights, the acquiring and construction of generating plants, transformer stations, transmission lines, distributing stations, and other works necessary for the delivery of said electrical energy or power to the Corporation under the terms of this contract.

Also to pay an annual sinking fund instalment of such amount as to form at the end of 30 years, with accrued interest, a sinking fund sufficient to repay the Corporation's proportionate part, based as aforesaid, of all monies advanced by the Province of Ontario, for the acquiring of properties and rights, the acquiring and construction of generating plants, transformer stations, transmission lines, distributing stations and other work necessary for the delivery

delivery of said electrical energy or power, delivered to the Corporation under the terms of this contract. Also to pay the Corporation's proportionate part, based as aforesaid, of the cost of lost power and of the cost of operating, maintaining, repairing, renewing and insuring said generating plants, transformer stations, transmission lines, distributing stations and other necessary work. Subject to adjustment under clause 6 of this agreement;

(c) The amounts payable under this contract shall be paid in twelve monthly payments, in gold coin of the present standard of weight and fineness, at the offices of the Commission at Toronto. Bills shall be rendered by the Commission on or before the 5th day and paid by the Corporation on or before the 15th day of each month. If any bill remains unpaid for fifteen days, the Commission may, in addition to all other remedies and without notice, discontinue the supply of power to the Corporation until said bill is paid. No such discontinuance shall relieve the Corporation from the performance of the covenants, provisos and conditions herein contained. All payments in arrears shall bear interest at the legal rate;

(d) To take electric power exclusively from the Commission during the continuance of this agreement;

(e) To co-operate by all means in its power at all times with the Commission to increase the quantity of power required from the Commission, and in all other respects to carry out the objects of this agreement, and of the said Act;

(f) To pay for three-fourths of the power ordered from time to time by the Corporation and held in reserve for it as herein provided, whether it takes the same or not. When the highest average amount of power taken for any twenty consecutive minutes during any month shall exceed during the twenty consecutive minutes three-fourths of the amount ordered by the Corporation and held in reserve, then the Corporation shall pay for this greater amount during the entire month;

(g) If the Corporation during any month takes more than the amount of power ordered and held in reserve for it, as determined by an integrated peak, or highest average, for a period of twenty consecutive minutes, the taking of such excess shall thereafter constitute an obligation on the part of the Corporation to pay for, and on the part of the Commission to hold in reserve, such increased quantity of power in accordance with the terms and conditions of this contract;

(h) When the power factor at any time falls below ninety per cent. (90%), the Corporation shall pay for ninety per cent. (90%) of the kilovolt amperes, providing that said ninety per cent. (90%) of said kilovolt amperes is greater than the maximum kilowatts for any twenty (20) minute period during the month;

(i) To use at all times first-class, modern, standard, commercial apparatus and plant, to be approved by the Commission;

(j) To exercise all due skill and diligence so as to secure satisfactory operation of the plant and apparatus of the Commission and of the Corporation.

3. This agreement shall remain in force for thirty years from date of the first delivery of power under this contract.

4. The power shall be alternating, three phase, having a periodicity of approximately 60 cycles per second and shall be delivered as aforesaid at a voltage suitable for local distribution.

(a) That the meters with their series and potential transformers shall be connected at the point of delivery;

(b)

(b) The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the sub-station in the limits of the Corporation shall constitute the supply of all power involved therein and the fulfilment of all operating obligations hereunder, and when voltage and frequency are so maintained, the amount of power, its fluctuations, load factor, power factor, distribution as to phases and all other electric characteristics and qualities, are under the sole control of the Corporation, their agents, customers, apparatus, appliances and circuits.

5. The Engineers of the Commission, or one or more of them, or any other person or persons appointed for this purpose by the Commission shall have the right from time to time during the continuance of this agreement to inspect the apparatus, plant and property of the Corporation and take records at all reasonable hours.

6. The Commission shall at least annually adjust and apportion the amount or amounts payable by the Municipal Corporation or Corporations for such power and such interest, sinking fund, cost of lost power and cost of generating, operating, maintaining, repairing, renewing and insuring said works.

If at any time any other Municipal Corporation, or pursuant to said Act, any railway or distributing company, or any other Corporations or person, applies to the Commission for a supply of power, the Commission shall notify the applicant and the involved Corporation or Corporations in writing, of a time and place to hear all representations that may be made as to the terms and conditions of such supply.

Without discrimination in favour of the applicants as to the price to be paid, for equal quantities of power, the Commission may supply power upon such terms and conditions as may, having regard to the risk and expense incurred, and paid, and to be paid by the Corporation, appear equitable to the Commission, and are approved by the Lieutenant-Governor in Council.

No such application shall be granted if the said works or any part thereof are not adequate for such supply, or if the supply of the Corporation will be thereby injuriously affected, and no power shall be supplied within the limits of a Municipal Corporation taking power from the Commission at the time of such application without the written consent of such Corporation.

In determining the quantity of power supplied to a Municipal Corporation, the quantity supplied by the Commission within the limits of the Corporation to any applicant, other than a Municipal Corporation shall be computed as part of the quantity supplied to such Corporation, but such Corporation shall not be liable for payment for any portion of the power so supplied. No power shall be supplied by the Municipal Corporation to any railway or distributing Company without the written consent of the Commission. Power shall not be sold for less than the cost and there shall be no discrimination as regards price and quantity.

7. It is hereby declared that the Commission is to be a trustee of all property held by the Commission under this agreement for the Corporation or Corporations supplied by the Commission, but the Commission shall be entitled to a lien upon said property for all monies expended by the Commission under this agreement and not repaid. At the expiration of this agreement the Commission shall determine and adjust the rights of the Corporation and any other (if any) supplied by the Commission having regard to the amounts paid by them respectively under the terms of this agreement, and such other consideration as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

8. If differences arise between Corporations to which the Commission is supplying power, the Commission may upon application fix a time and place and hear all representations that may be made by the parties and the Commission shall, in a summary manner, when possible, adjust such differences and such adjustment shall be final. The Commission shall have all the powers that may be conferred upon a Commissioner appointed under *The Act respecting Enquiries concerning Public Matters*.

9. This agreement shall extend to, be binding upon, and enure to the benefit of the successors and assigns of the parties hereto.

In witness whereof the Commission and the Corporation have respectively affixed their corporate seals and the hands of their proper officers.

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

(SEAL)

A. BECK, *Chairman*.

W. W. POPE, *Secretary*.

MUNICIPAL CORPORATION OF THE VILLAGE OF NEUSTADT.

JOSEPH WEBER, *Reeve*.

JACOB C. HEUTHER, *Clerk*.

SCHEDULE "C."

This Indenture made in duplicate this 10th day of June, 1918.

Between

The Hydro Electric Power Commission of Ontario, (hereinafter called the Commission) of the first part;

and

The Corporation of the Village of Neustadt (hereinafter called the Corporation) of the second part.

Whereas the Commission has owned and has been operating an electric light system in the Village of Neustadt in the County of Grey, and has agreed to sell to the Corporation all the said electric light system for the sum of Fifteen Hundred Dollars (\$1500.00);

And whereas the Corporation have agreed to accept the said offer, and the same has been duly approved of and authorized by the rate-payers of the Village of Neustadt under the authority of By-laws Numbers 39 and 40 of the said Village of Neustadt;

Now, this indenture witnesseth:

That in pursuance of the said agreement and in consideration of the sum of Fifteen Hundred Dollars of lawful money of Canada now paid by the said Corporation, to the said Commission (the receipt whereof is hereby by it acknowledged) the said Commission doth bargain, sell, assign, transfer and set over, and by these presents doth bargain, sell, assign and transfer unto the said Corporation, its successors and assigns, all the electric light distribution system of the said Village of Neustadt, as the same now stands, and has been operated by the said Commission as a going Concern, and being all the property owned by the said Commission in connection with the said System in the Village of Neustadt. It being understood and agreed between the parties that this bill of sale covers the distribution system only
through

through the said Village of Neustadt, together with all poles, wires, guys, cross arms, transformers, insulators, meters, lights, lamps and appliances of every nature and kind used by the said Commission in the distribution and sale of electric light in the said Village of Neustadt.

To have and to hold the aforesaid electric light distribution system and all and every part thereof with the appurtenances, and all right, title and interest of the said Commission thereto and therein as aforesaid unto and to the use of the Corporation, its successors and assigns forever.

The said Commission covenants and agrees with the said Corporation that the said Commission is now rightfully and absolutely possessed of and entitled to the said electric light distribution system and has good right to assign same to the said Corporation in the manner aforesaid. That the said Corporation shall hereafter peacefully and quietly possess and enjoy the same without any manner of hindrance, interruption, molestation, claim or demand whatsoever by the said Commission, free and clear of all encumbrances.

It is expressly agreed between the parties hereto that this agreement shall be binding on the respective parties hereto, their successors and assigns.

In witness whereof, the Commission have hereunto affixed their seal and the Chairman and Secretary thereof have hereunto set their hands, in the City of Toronto, in the County of York, on the day and year first above written.

Signed, sealed and delivered
in the presence of

HYDRO-ELECTRIC POWER COMMISSION

(Signed) A. BECK, *Chairman*.

(Signed) W. W. POPE, *Secretary*.

THE CORPORATION OF VILLAGE OF NEUSTADT.

(Signed) JOSEPH WEBER, *Reeve*.

(SEAL)

(Signed) JACOB C. HUETHER, *Clerk*.

SCHEDULE "D."

This indenture made in duplicate the 3rd day of January in the year of our Lord, 1919,

Between

The Hydro-Electric Power Commission of Ontario, hereinafter called the "Commission," party of the first part;

and

The Police Village of Alton, located in the Township of Caledon, Peel County, Ontario, hereinafter called the "Corporation," party of the second part.

Whereas, pursuant to an Act to provide for the Transmission of Electrical Power to Municipalities, known as the *Power Commission Act* and Amendments Thereto, the Corporation applied to the Commission for a supply of power, and the Commission furnished the Corporation with estimates of the total cost of such power, ready for distribution within the limits of the Corporation (and the electors of the Corporation consented to the By-laws authorizing the Corporation

Corporation to enter into a contract with the Commission for such power).

1. Now, therefore, this indenture witnesseth:

That in consideration of the premises and of the agreement of the Corporation herein set forth subject to the provisions of the said Act and Amendments Thereto, the Commission agrees with the Corporation:

(a) To reserve and deliver at the earliest possible date One Hundred horsepower (100 H.P.) or more of electrical power to the Corporation;

(b) At the expiration of reasonable notice in writing which may be given by the Corporation from time to time during the continuance of this agreement, to reserve and deliver to the Corporation additional electrical power when called for;

(c) To use at all times, first-class, modern, standard, commercial apparatus and plant, and to exercise all due skill and diligence so as to secure satisfactory operation of the plant and apparatus of the Corporation;

(d) To deliver commercially continuous twenty-four (24) hour-power every day in the year to the Corporation at the distribution bus bars in the Commission's substation within the Corporation's limits.

2. In consideration of the premises and of the agreements herein set forth, the Corporation agrees with the Commission:

(a) To use all diligence by every lawful means in its power to prepare for the receipt and use of the power dealt with by this agreement so as to be able to receive power when the Commission is ready to deliver same;

(b) To pay annually, interest at rate payable by the Commission upon the Corporation's proportionate part, (based on the quantity of electrical energy or power taken), of all monies expended by the Commission on capital account for the acquiring of properties and rights, the acquiring and construction of generating plants, transformer stations, transmission lines, distributing stations and other works necessary for the delivery of said electrical energy or power to the Corporation under the terms of this contract.

Also to pay an annual sinking fund instalment of such amount as to form at the end of thirty (30) years, with accrued interest, a sinking fund sufficient to repay the Corporation's proportionate part, based as aforesaid, of all monies advanced by the Province of Ontario for the acquiring of properties and rights, the acquiring and construction of generating plants, transformer stations, transmission lines, distributing stations and other work necessary for the delivery of said electrical energy and power, delivered to the Corporation under the terms of this contract. Also to pay the Corporation's proportionate part, based as aforesaid, of the cost of lost power and of the cost of operating, maintaining, repairing, renewing and insuring said generating plants, transformer stations, transmission lines, distributing stations and other necessary works. Subject to adjustment under Clause 6 of this agreement;

(c) The amounts payable under this contract shall be paid in twelve monthly payments, in gold coin of the present standard of weight and fineness, at the offices of the Commission at Toronto. Bills shall be rendered by the Commission on or before the fifth day and paid by the Corporation on or before the fifteenth day of each month. If any bill remains unpaid for fifteen days the Commission may, in addition to all other remedies and without notice, discontinue the supply of power to the Corporation until said bill is paid. No such

such discontinuance shall relieve the Corporation from the performance of the covenants, provisos and conditions herein contained. All payments in arrears shall bear interest at the legal rate;

(d) To take electric power exclusively from the Commission during the continuance of this agreement;

(e) To co-operate by all means in its power at all times with the Commission to increase the quantity of power required from the Commission and in all other respects to carry out the objects of this agreement and of the said Act;

(f) To pay for three-fourths of the power ordered from time to time by the Corporation and held in reserve for it as herein provided whether it takes the same or not. When the highest average amount of power taken for any twenty (20) consecutive minutes during any month shall exceed during the twenty (20) consecutive minutes three-fourths of the amount ordered by the Corporation and held in reserve, then the Corporation shall pay for this greater amount during the entire month;

(g) If the Corporation during any month takes more than the amount of power ordered and held in reserve for it, as determined by an integrated peak, or highest average, for a period of twenty (20) consecutive minutes the taking of such excess shall thereafter constitute an obligation on the part of the Corporation to pay for, and on the part of the Commission to hold in reserve, such increased quantity of power in accordance with the terms and conditions of this contract;

(h) When the power factor of the highest average amount of power taken for said twenty (20) consecutive minutes, falls below ninety per cent. (90%) the Corporation shall pay for ninety per cent. (90%) of the kilovolt amperes, providing that said ninety per cent. (90%) of the said kilovolt amperes is greater than the maximum kilowatts for any twenty (20) minute period during the month;

(i) To use at all times first-class, modern, standard, commercial apparatus and plant, to be approved by the Commission;

(j) To exercise all due skill and diligence so as to secure satisfactory operation of the plant and apparatus of the Commission and of the Corporation.

3. This agreement shall remain in force for thirty (30) years from date of the first delivery of power under this contract.

4. The power shall be alternating, three-phase, having a periodicity of approximately sixty (60) cycles per second and shall be delivered at a voltage suitable for local distribution.

(a) The meters with their series and potential transformers shall be connected at the point of delivery within the substation serving the district;

(b) The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the limits of the Corporation shall constitute the supply of all power involved herein and the fulfilment of all operating obligations hereunder, and when voltage and frequency are so maintained, the amount of power, its fluctuations, load factor, power factor, distribution as to phases and all other electric characteristics and qualities are under the sole control of the Corporations, their agents, customers, apparatus, appliances and circuits.

5. The Engineers of the Commission, or one or more of them, or any other person or persons appointed for this purpose by the

Commission

Commission, shall have the right from time to time during the continuance of this agreement to inspect the apparatus, plant and property of the Corporation and take records at all reasonable hours.

6. The Commission shall, at least annually adjust and apportion the amount or amounts payable by the Municipal Corporation or Corporations for such power and such interest, sinking fund, cost of lost power and cost of generating, operating, maintaining, repairing, renewing and insuring said works.

If at any time any other Municipal Corporation, or pursuant to said Act, any railway or distributing company, or any other Corporation or person, applies to the Commission for a supply of power, the Commission shall notify the applicant and the involved Corporation or Corporations in writing, of a time and place to hear all representations that may be made as to the terms and conditions for such supply.

Without discrimination in favour of the applicants as to the prices to be paid, for equal quantities of power, the Commission may supply power upon such terms and conditions, as may, having regard to the risk and expense incurred, and paid, and to be paid by the Corporation, appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

No such application shall be granted if the said works or any part thereof are not adequate for such supply, or if the supply of the Corporation will be thereby injuriously affected, and no power shall be supplied within the limits of a Municipal Corporation taking power from the Commission at the time such application is made, without the written consent of such Corporation.

In determining the quantity of power supplied to a Municipal Corporation, the quantity supplied by the Commission within the limits of the Corporation to any applicant, other than a Municipal Corporation, shall be computed as part of the quantity supplied to such Corporation, but such Corporation shall not be liable for payment for any portion of the power so supplied. No power shall be supplied by the Municipal Corporation to any railway or distributing Company without the written consent of the Commission. Power shall not be sold for less than the cost and there shall be no discrimination as regards price and quantity.

7. It is hereby declared that the Commission is to be a trustee of all property held by the Commission under this agreement for the Corporation or Corporations supplied by the Commission but the Commission shall be entitled to a lien upon said property for all monies expended by the Commission under this agreement and not repaid. At the expiration of this agreement the Commission shall determine and adjust the rights of the Corporation and any other (if any) supplied by the Commission, having regard to the amounts paid by them respectively under the terms of this agreement, and such other considerations as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

8. If differences arise between Corporations to which the Commission is supplying power, the Commission may upon application fix a time and place and hear all representations that may be made by the parties and the Commission shall, in a summary manner, when possible, adjust such differences and such adjustment shall be final. The Commission shall have all the powers that may be conferred upon a Commissioner appointed under *The Act respecting Enquiries concerning Public Matters*.

9. This agreement shall extend to, be binding upon, and enure to the benefit of the successors and assigns of the parties hereto.

In

In witness whereof the Commission and the Corporation have respectively affixed their corporate seals and the hands of their proper officers.

HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

A. BECK, *Chairman.*

(SEAL)

W. W. POPE, *Secretary.*

THE POLICE VILLAGE OF ALTON.

WM. WHITE

L. H. LEMON, *Secretary.*

SCHEDULE "E."

This Agreement made this 6th day of August, A.D. 1918.

Between:

The Hydro-Electric Power Commission of Ontario, herein called the "Commission," party of of the first part,

and

The Municipal Corporation of the Township of East Flamboro, herein called the "Corporation", party of the second part.

Whereas pursuant to an Act to provide for the transmission of electrical power to Municipalities, the Corporation applied to the Commission for a supply of power;

And whereas the Commission has entered into contracts with the Ontario Power Company of Niagara Falls (hereinafter called the Company), for such power;

And whereas the Corporation under the provisions of *The Power Commission Act* and amendments thereto and *The Power Commission Act of 1911* being "An Act to Provide for the Local Distribution of Electrical Power," has, at the request of a number of rate-payers (petitioners) applied to the Commission for a supply of electrical power or energy, and has passed a By-law No. 638 to authorize the execution of an agreement therefor;

1. Now therefore this Indenture witnesseth:

That in consideration of the premises and of the agreements of the Corporation set forth, subject to the provisions of said Act and amendments and of the said contract, the Commission agrees with the Corporation:—

(a) To reserve and deliver at the earliest possible date electrical power to the Corporation as required by the Corporation;

(b) At the expiration of thirty (30) days notice in writing which may be given by the Corporation from time to time during the continuance of this agreement, to reserve and deliver to the Corporation additional electrical power as may be required from time to time;

(c) To use at all times first-class, modern, standard, commercial apparatus and plant, and to exercise due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Corporation;

(d)

(d) Power shall be delivered to the Corporation at approximately 2200 or 4000 volts, or at any other primary voltage that may be available for the Corporation's use;

(e) To supply and construct all 2200, 4000 or other lines at primary voltage made necessary by contracts for electric service made between the Corporation and residents or users, within the Township, from the Commission's transformer station or stations to the service transformers of the Corporation, located at such points as the Commission may approve.

2. In consideration of the premises and of the covenants and agreements herein set forth, the Corporation agrees with the Commission:—

(a) To use all diligence by every lawful means in its power to prepare for the receipt and use of the power dealt with by this agreement, so as to be able to give notice as specified in paragraph 1 (b);

(b) Subject to the provisions of paragraph 2 (g) herein, to pay to the Commission monthly, for all power taken, the cost of the power delivered to the Commission, plus the charges in connection with the delivery of the power to the Municipality as outlined in Clauses 2 (c) and (d);

(c) To pay, annually, in twelve monthly instalments interest upon its proportionate part of the moneys expended by the Commission on capital account for the construction of lines, transformer stations and other necessary works for the delivery of power to the Corporation; to pay an annual sum for its proportionate part of the cost of the said construction, so as to form in thirty years a sinking fund for the retirement of securities issued by the Province of Ontario; and to bear its proportionate part of the line loss and pay its proportionate part of the cost to operate, maintain, repair, renew and insure the said lines, stations and works. All payments under this paragraph shall be subject to adjustment under paragraph 7;

(d) In addition to the cost of power, and the cost of delivering it to the Corporation as provided for in paragraphs 2 (b) and (c), to pay to the Commission in half yearly instalments, interest and sinking fund on a thirty year basis on all capital invested by the Commission in 2200, 4000 or other lines of primary voltage as provided for in paragraph 1 (e), and to maintain, repair, renew and operate the said lines, and set aside a depreciation fund at the rate of 5 per cent. per annum on all capital expended by the Commission on such construction;

(e) The amounts payable in accordance with clause 2 (b), (c) and (d) shall be paid in gold coin of the present standard of weight and fineness, at the office of the Commissioner at Toronto, and bills shall be rendered by the Commission on or before the 5th day and paid by the Corporation on or before the 15th day of each month, except that payments under clause 2 (d) shall be made half yearly. If any bill remains unpaid for fifteen days, the Commission may, in addition to all other remedies and without notice, discontinue the supply of power to the Corporation until said bill is paid. No such discontinuance shall relieve the Corporation from the performance of the covenants, provisos and conditions herein contained. All payments in arrears shall bear interest at the legal rate;

(f) To take power exclusively from the Commission during the continuance of this agreement;

(g) To pay for three-fourths of the power ordered from time to time by the Corporation and held in reserve for it as herein provided whether it takes the same or not. When the highest average amount of power taken for any twenty consecutive minutes during

during any month shall exceed during the twenty consecutive minutes three-fourths of the amount ordered by the Corporation and held in reserve, then the Corporation shall pay for this greater amount during the entire month.

If the Corporation during any month takes more than the amount of power ordered and held in reserve for it, as determined by an integrated peak, or highest average, for a period of twenty consecutive minutes, the Corporation shall pay for this greater amount of power during the entire month. The taking of such excess shall thereafter constitute an obligation on the part of the Corporation to pay for and on the part of the Commission to hold in reserve an additional block of power in accordance with the terms and conditions of this contract.

When the power factor of the greatest amount of power taken for said twenty consecutive minutes falls below 90 per cent., the Corporation shall pay for 90 per cent. of said power divided by the power factor;

(h) To use at all times first-class, modern, standard, commercial apparatus and plant to be approved by the Commission and to exercise all due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Commission and of the Company;

(i) To co-operate, by all means in its power, at all times, with the Commission, to increase the quantity of power required from the Commission and in all other respects to carry out the objects of this agreement and of the said Act.

3. If, as therein provided, the said contracts are continued until the 19th day of December, 1939, this agreement shall remain in force until that date.

4. The power shall be three phase, alternating commercially continuous twenty-four hour every day of the year except as provided in paragraph 6, having a periodicity of approximately 25 cycles per second, and shall be delivered as aforesaid at a voltage suitable for distribution within the municipality.

(a) That the meters with their series and potential transformers shall be connected at the point of delivery, and shall be subject to test as to accuracy by either party hereto;

(b) The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the point of delivery to the Corporation shall constitute the supply of all power involved herein and the fulfilment of all operating obligations hereunder; and when voltage and frequency are so maintained, the amount of power, its fluctuations, load factor, power factor, distribution as to phases, and all other electrical characteristics and qualities are under the sole control of the Corporation, their agents, customers, apparatus, appliances and circuits.

5. The Engineers of the Commission, or one or more of them, or any other person or persons appointed for this purpose by the Commission, shall have the right from time to time during the continuance of this agreement, to inspect the apparatus, plant and property of the Corporation and take records at all reasonable hours.

6. In case the Commission should at any time or times be prevented from supplying said power, or any part thereof, or in case the Corporation shall at any time be prevented from taking said power, or any part thereof, by strike, lockout, fire, invasion, explosion, act of God, or the King's enemies or any other cause reasonably beyond their control then the Commission shall not be bound to deliver such

power

power during such times, and the Corporation shall not be bound to pay the price of said power, during such time.

7. The Commission shall at least annually adjust and apportion the amounts payable by municipal corporations for such power and such interest, sinking fund, line loss, and cost of operating, maintaining, repairing renewing and insuring the line and works.

8. It is hereby declared that the Commission is to be a trustee of all property held by the Commission under this agreement for the Corporation and other municipal corporations supplied by the Commission, but the Commission shall be entitled to a lien upon said property for all moneys expended by the Commission under this agreement and not repaid. At the expiration of this agreement the Commission shall determine and adjust the rights of the Corporation and other municipal corporations, supplied by the Commission, having regard to the amounts paid by them, respectively, under the terms of this agreement, and such other considerations, as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

9. If at any time any other municipal corporation or pursuant to said Act, any railway or distributing company, or any other corporation or person, applies to the Commission for a supply of power, the Commission shall notify the applicant and the Corporation in writing, of a time and place and hear all representations that may be made as to the terms and conditions for such supply.

Without discrimination in favour of the applicants as to the price to be paid, for equal quantities of power, the Commission may supply power upon such terms and conditions as may, having regard to the risk and expense incurred, and paid, and to be paid by the Corporation, appear equitable to the Commission, and are approved by the Lieutenant-Governor in Council.

10. In case any municipal corporation, or any person, firm or corporation which shall contract with the Commission or with any municipal corporation for a supply of power furnished to the Commission by the Company shall suffer damages by the act or neglect of the Company, and such municipal corporation, person, firm or corporation would, if the Company had made the said contracts directly with them, have had a right to recover such damages or commence any proceedings or any other remedy, the Commission shall be entitled to commence any such proceedings to bring such action for or on behalf of such municipal corporation, person, firm or corporation, and notwithstanding any act, decision or rule of law to the contrary, the Commission shall be entitled to all the rights and remedies of such municipal corporation, person, firm or corporation, including the right to recover such damages, but no action shall be brought by the Commission until such municipal corporation, person, firm or corporation shall have agreed with the Commission to pay any costs that may be adjudged to be paid if such proceedings or action is unsuccessful. The rights and remedies of any such municipal corporation, person, firm or corporation shall not be hereby prejudiced.

11. If differences arise between corporations to whom the Commission is supplying power, the Commission may upon application fix a time and place to hear all representations that may be made by the parties and the Commission shall, in a summary manner when possible, adjust such differences and such adjustment shall be final.

The Commission shall have all the powers that may be conferred upon a Commissioner appointed under *The Act respecting enquiries concerning Public Matters*.

12. This agreement shall extend to, be binding upon and enure to the benefit of the successors and assigns of the parties hereto.

In

In witness whereof the Commission and the Corporation have respectively affixed their corporate seals and the hands of their proper officers.

HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

A. BECK, *Chairman.*
W. W. POPE, *Secretary.*

(Seal.)

MUNICIPAL CORPORATION OF THE TOWNSHIP OF EAST
FLAMBORO.

W. A. EMERY, *Reeve.*
GEORGE CHURCH, *Clerk.*

(Seal.)

SCHEDULE "F."

This Agreement made this 10th day of March, A.D. 1917.

Between

The Hydro-Electric Power Commission of Ontario, herein called the "Commission" party of the first part;

and

The Municipal Corporation of the Township of Brock, herein called the "Corporation" party of the second part.

Whereas pursuant to an Act to provide for the transmission of electrical power to municipalities, the Corporation applied to the Commission for a supply of power;

And whereas the Corporation, under the provisions of *The Power Commission Act* and amendments thereto and *The Power Commission Act*, Revised Statutes of Ontario, 1914, chapter 39, part 2, being "An Act to provide for the supply of electrical energy or power to individual users" has, at the request of a number of rate-payers (petitioners) applied to the Commission for a supply of electrical power or energy, and has passed a By-law No. 654 to authorize the execution of an agreement therefor;

And whereas the Commission has entered into contracts with power companies for such power, or has acquired or constructed generating plants, transformer stations, transmission lines, distributing stations and other works necessary for the delivery of electrical energy or power to municipalities;

Now, therefore, this indenture witnesseth that in consideration of the premises and of the agreement herein set forth, subject to the provisions of the said Act and amendments thereto, the parties hereto agree each with the other as follows:—

1. The Commission agrees:

(a) To reserve and deliver at the earliest possible date electrical power to the Corporation as required by the Corporation;

(b) At the expiration of thirty (30) days' notice in writing, which may be given by the Corporation from time to time during the continuance of this agreement, to reserve and deliver to the Corporation additional electrical power as may be required from time to time;

(c) To use at all times first-class, modern, standard, commercial apparatus and plant, and to exercise due skill and diligence so as
to

to secure the most perfect operation of the plant and apparatus of the Corporation;

(d) Power shall be delivered to the Corporation at approximately 2,200 or 4,000 volts, or at any other primary voltage that may be available for the Corporation's use;

(e) To supply and construct 2,200, 4,000 or other lines at primary voltage made necessary by contracts for electric service made between the Corporation and residents or users, within the township, from the Commission's transformer station or stations to the service transformers of the Corporation, located at such points as the Commission may approve.

2. The Corporation agrees:

(a) To use all diligence by every lawful means in its power to prepare for the receipt and use of the power dealt with by this agreement, so as to be able to give notice as specified in paragraph 1 (b);

(b) Subject to the provisions of paragraph 2 (g) herein, to pay to the Commission monthly, for all power taken, the cost of the power delivered to the Commission, plus the charges in connection with the delivery of the power to the Municipality as outlined in clauses 2 (c) and (d);

(c) To pay, annually, in twelve monthly instalments, interest upon its proportionate part of the moneys expended by the Commission on capital account for the acquiring of properties and rights, and acquiring and construction of generating plants, transformer stations, transmission lines, distributing stations and other necessary works for the delivery of power to the Corporation; to pay an annual sum for its proportionate part of all moneys expended by the Commission on capital account for the acquiring of the said properties and rights, and the cost of the said construction, so as to form in thirty years a sinking fund for the retirement of securities issued by the Province of Ontario; and to bear its proportionate part of the line loss, and pay its proportionate part of the cost to operate, maintain, repair, renew, and insure the said lines, generator and transformer stations and works. All payments under this paragraph shall be subject to adjustment under paragraph 7;

(d) In addition to the cost of power, and the cost of delivering it to the Corporation as provided for in paragraphs 2 (b) and (c), to pay to the Commission in half-yearly instalments, interest and sinking fund on a thirty-year basis on all capital invested by the Commission in 2,200, 4,000 or other lines of primary voltage as provided for in paragraph 1 (e), and to maintain, repair, renew and operate the said lines, and set aside a depreciation fund at the rate of 5 per cent. per annum on all capital expended by the Commission on such construction;

(e) The amounts payable in accordance with clauses 2 (b), (c) and (d) shall be paid in gold coin of the present standard of weight and fineness, at the office of the Commission at Toronto, and bills shall be rendered by the Commission on or before the 5th day and paid by the Corporation on or before the 15th day of each month, except that payments under clause 2 (d) shall be made half-yearly. If any bill remains unpaid for fifteen days, the Commission may, in addition to all other remedies and without notice, discontinue the supply of power to the Corporation until said bill is paid. No such discontinuance shall relieve the Corporation from the performance of the covenants, provisoes and conditions herein contained. All payments in arrears shall bear interest at the legal rate;

(f)

(f) To take power exclusively from the Commission during the continuance of this agreement;

(g) To pay for three-fourths of the power ordered from time to time by the Corporation and held in reserve for it as herein provided whether it takes the same or not. When the highest average amount of power taken for any twenty consecutive minutes during any month shall exceed during the twenty consecutive minutes, three-fourths of the amount ordered by the Corporation and held in reserve, then the Corporation shall pay for this greater amount during the entire month.

If the Corporation during any month takes more than the amount ordered and held in reserve for it, as determined by an integrated peak, or highest average, for a period of twenty consecutive minutes, the Corporation shall pay for this greater amount of power during the entire month. The taking of such excess shall thereafter constitute an obligation on the part of the Corporation to pay for and on the part of the Commission to hold in reserve an additional block of power in accordance with the terms and conditions of this contract.

When the power factor of the greatest amount of power taken for said twenty consecutive minutes falls below 90 per cent., the Corporation shall pay for 90 per cent. of said power divided by the power factor;

(h) To use at all times first-class, modern, standard, commercial apparatus and plant to be approved by the Commission and to exercise all due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Commission and of the Company;

(i) To co-operate, by all means in its power, at all times, with the Commission, to increase the quantity of power required from the Commission and in all other respects to carry out the objects of this agreement and of the said Act.

3. This agreement shall remain in force for thirty (30) years from the date of the first delivery of power under this contract.

4. The power shall be three-phase, alternating, commercially continuous twenty-four hour power every day in the year except as provided in paragraph 6, having a periodicity of approximately 60 cycles per second, and shall be delivered as aforesaid at a voltage suitable for distribution within the Municipality.

(a) That the meters with their series and potential transformers shall be connected at the point of delivery, and shall be subject to test as to accuracy by either party hereto;

(b) The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the point of delivery to the Corporation shall constitute the supply of all power involved herein and the fulfilment of all operating obligations hereunder; and when voltage and frequency are so maintained, the amount of the power, its fluctuations, load factor, power factor, distribution as to phases, and all other electric characteristics and qualities are under the sole control of the Corporation, their agents, customers, apparatus, appliances and circuits.

5. The engineers of the Commission, or one or more of them, or any other person or persons appointed for this purpose by the Commission, shall have the right from time to time during the continuance of this agreement, to inspect the apparatus, plant and property of the Corporation and take records at all reasonable hours.

6. In case the Commission should at any time or times be prevented from supplying said power, or any part thereof, or in case the Corporation shall at any time be prevented from taking said power, or any part thereof, by strike, lock-out, fire, invasion, explosion, act of God, or the King's enemies, or any other cause reasonably beyond their control, then the Commission shall not be bound to deliver such power during such times, and the Corporation shall not be bound to pay the price of said power, during such time.

7. The Commission shall at least annually adjust and apportion the amounts payable by municipal corporations for such power and such interest, sinking fund, line loss, and cost of operating, maintaining, repairing, renewing and insuring the line and works.

8. It is hereby declared that the Commission is to be a trustee of all property held by the Commission under this agreement for the Corporation and other municipal corporations supplied by the Commission, but the Commission shall be entitled to a lien upon said property for all moneys expended by the Commission under this agreement and not repaid. At the expiration of this agreement the Commission shall determine and adjust the rights of the Corporation and other municipal corporations, supplied by the Commission, having regard to the amounts paid by them, respectively, under the terms of this agreement, and such other considerations as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

9. If at any time any other municipal corporation or pursuant to said Act, any railway or distributing company, or any other corporation or person, applies to the Commission for a supply of power, the Commission shall notify the applicant and the Corporation in writing, of a time and place and hear all representations that may be made as to the terms and conditions for such supply.

Without discrimination in favour of the applicants as to the price to be paid, for equal quantities of power, the Commission may supply power upon such terms and conditions as may, having regard to the risk and expense incurred, and paid, and to be paid by the Corporation, appear equitable to the Commission, and are approved by the Lieutenant-Governor in Council.

10. In case any municipal corporation or any person, firm or corporation, which shall contract with the Commission or any municipal corporation, for a supply of power furnished to the Commission by a power company shall suffer damages by the act or neglect of the company, and such municipal corporation, person, firm or corporation would, if the company had made the said contracts directly with them, have had a right to recover such damages or commence any proceedings or any other remedy, the Commission shall be entitled to commence any such proceedings to bring such action for or on behalf of such municipal corporation, person, firm or corporation, and notwithstanding any act, decision or rule of law to the contrary, the Commission shall be entitled to all the rights and remedies of such municipal corporation, person, firm or corporation, including the right to recover such damages, but no action shall be brought by the Commission until such municipal corporation, person, firm or corporation shall have agreed with the Commission to pay any costs that may be adjudged to be paid if such proceedings or action is unsuccessful. The rights and remedies of any such municipal corporation, person, firm or corporation shall not be hereby prejudiced.

11. If differences arise between corporations to whom the Commission is supplying power, the Commission may upon application fix a time and place to hear all representations that may be made by the parties and the Commission shall, in a summary manner
when

when possible, adjust such differences and such adjustment shall be final.

The Commission shall have all the powers that may be conferred upon a Commissioner appointed under the *Act respecting Enquiries concerning Public Matters*.

12. This agreement shall extend to, be binding upon and enure to the benefit of the successors and assigns of the parties hereto.

In witness whereof the Commission and the Corporation have respectively affixed their corporate seals and the hands of their proper officers.

HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

A. BECK, *Chairman*.

W. W. POPE, *Secretary*.

(SEAL.)

MUNICIPAL CORPORATION OF THE TOWNSHIP OF BROCK.

DEAN RUNDLE, *Reeve*.

FRANK DOBLE, *Clerk*.

SCHEDULE "G."

This Agreement made this 23rd day of February, A.D. 1918,

Between

The Hydro-Electric Power Commission of Ontario, herein called the "Commission," party of the first part;

and

The Municipal Corporation of the Township of Wilmot, herein called the "Corporation," party of the second part.

Whereas pursuant to an Act to provide for the transmission of electrical power to municipalities, the Corporation applied to the Commission for a supply of power;

And whereas the Commission has entered into contracts with the Ontario Power Company of Niagara Falls (hereinafter called the Company), for such power;

And whereas the Corporation under the provisions of the *Power Commission Act* and amendments thereto and the *Power Commission Act*, Revised Statutes of Ontario, 1914, chapter 39, part 2 being "An Act to Provide for the supply of electrical energy or power to individual users," has, at the request of a number of ratepayers (petitioners) applied to the Commission for a supply of electrical power or energy, and has passed a By-law No. 552 to authorize the execution of an agreement therefore;

1. Now, therefore, this Indenture witnesseth that in consideration of the premises and of the agreements of the Corporation set forth, subject to the provisions of said Act and amendments and of the said contract, the Commission agrees with the Corporation:

(a) To reserve and deliver at the earliest possible date electrical power to the Corporation as required by the Corporation;

(b) At the expiration of thirty (30) days' notice in writing which may be given by the Corporation from time to time during the continuance of this agreement, to reserve and deliver to the Corporation additional electrical power as may be required from time to time;

(c)

(c) To use at all times first-class, modern, standard, commercial apparatus and plant and to exercise due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Corporation;

(d) Power shall be delivered to the Corporation at approximately 2,200 or 4,000 volts, or at any other primary voltage that may be available for the Corporation's use;

(e) To supply and construct all 2,200, 4,000 or other lines at primary voltage made necessary by contracts for electric service made between the Corporation and residents or users, within the township, from the Commission's transformer station or stations to the service transformers of the Corporation, located at such points as the Commission may approve.

2. In consideration of the premises and of the covenants and agreements herein set forth, the Corporation agrees with the Commission:

(a) To use all diligence by every lawful means in its power to prepare for the receipt and use of the power dealt with by this agreement, so as to be able to give notice as specified in paragraph 1 (b);

(b) Subject to the provisions of paragraph 2 (g) herein, to pay to the Commission monthly, for all power taken, the cost of the power delivered to the Commission, plus the charges in connection with the delivery of the power to the municipality as outlined in clauses 2 (c) and (d);

(c) To pay, annually, in twelve monthly instalments, interest upon its proportionate part of the moneys expended by the Commission on capital account for the construction of lines, transformer stations and other necessary works for the delivery of power to the Corporation; to pay an annual sum for its proportionate part of the cost of the said construction so as to form in thirty years a sinking fund for the retirement of securities issued by the Province of Ontario; and to bear its proportionate part of the line loss and pay its proportionate part of the cost to operate, maintain, repair, renew and insure the said lines, stations and works. All payments under this paragraph shall be subject to adjustment under paragraph 7;

(d) In addition to the cost of power, and the cost of delivering it to the Corporation as provided for in paragraphs 2 (b) and (c), to pay to the Commission in half-yearly instalments, interest and sinking fund on a thirty-year basis on all capital invested by the Commission in 2,200, 4,000 or other lines of primary voltage as provided for in paragraph 1 (e), and to maintain, repair, renew and operate the said lines, and set aside a depreciation fund at the rate of 5 per cent. per annum on all capital expended by the Commission on such construction;

(e) The amounts payable in accordance with clause 2 (b), (c) and (d) shall be paid in gold coin of the present standard of weight and fineness, at the office of the Commission at Toronto, and bills shall be rendered by the Commission on or before the 5th day and paid by the Corporation on or before the 15th day of each month, except that payments under clause 2 (d) shall be made half-yearly. If any bill remains unpaid for fifteen days, the Commission may, in addition to all other remedies and without notice, discontinue the supply of power to the Corporation until said bill is paid. No such discontinuance shall relieve the Corporation from the performance of the covenants, provisos and conditions herein contained. All payments in arrears shall bear interest at the legal rate;

(f)

(f) To take power exclusively from the Commission during the continuance of this agreement;

(g) To pay for three-fourths of the power ordered from time to time by the Corporation and held in reserve for it as herein provided whether it takes the same or not. When the highest average amount of power taken for any twenty consecutive minutes during any month shall exceed during the twenty consecutive minutes three-fourths of the amount ordered by the Corporation and held in reserve, then the Corporation shall pay for this greater amount during the entire month.

If the Corporation during any month takes more than the amount of power ordered and held in reserve for it, as determined by an integrated peak, or highest average, for a period of twenty consecutive minutes, the Corporation shall pay for this greater amount of power during the entire month. The taking of such excess shall thereafter constitute an obligation on the part of the Corporation to pay for and on the part of the Commission to hold in reserve an additional block of power in accordance with the terms and conditions of this contract.

When the power factor of the greatest amount of power taken for said twenty consecutive minutes falls below 90 per cent., the Corporation shall pay for 90 per cent. of said power divided by the power factor;

(h) To use at all times first-class, modern, standard, commercial apparatus and plant to be approved by the Commission and to exercise all due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Commission and of the Company;

(i) To co-operate, by all means in its power, at all times, with the Commission, to increase the quantity of power required from the Commission and in all other respects to carry out the objects of this agreement and of the said Act.

3. If, as therein provided, the said contracts are continued until the 19th day of December, 1939, this agreement shall remain in force until that date.

4. The power shall be three-phase, alternating commercially continuous twenty-four-hour power every day of the year except as provided in paragraph 6, having a periodicity of approximately 25 cycles per second, and shall be delivered as aforesaid at a voltage suitable for distribution within the municipality.

(a) That the meters with their series and potential transformers shall be connected at the point of delivery, and shall be subject to test as to accuracy by either party hereto;

(b) The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the point of delivery to the Corporation shall constitute the supply of all power involved herein and the fulfilment of all operating obligations hereunder; and when voltage and frequency are so maintained, the amount of the power, its fluctuations, load factor, power factor, distribution as to phases, and all other electric characteristics and qualities are under the sole control of the Corporation, their agents, customers, apparatus, appliances and circuits.

5. The Engineers of the Commission, or one or more of them, or any other person or persons appointed for this purpose by the Commission, shall have the right from time to time during the continuance of this agreement, to inspect the apparatus, plant and

property of the Corporation and take records at all reasonable hours.

6. In case the Commission should at any time or times be prevented from supplying said power, or any part thereof, or in case the Corporation shall at any time be prevented from taking said power, or any part thereof, by strike, lockout, fire, invasion, explosion, act of God, or the King's enemies, or any other cause reasonably beyond their control, then the Commission shall not be bound to deliver such power during such times, and the Corporation shall not be bound to pay the price of said power during such time.

7. The Commission shall at least annually adjust and apportion the amounts payable by municipal corporations for such power and such interest, sinking fund, line loss, and cost of operating, maintaining, repairing, renewing and insuring the line and works.

8. It is hereby declared that the Commission is to be a trustee of all property held by the Commission under this agreement for the Corporation and other municipal corporations supplied by the Commission, but the Commission shall be entitled to a lien upon said property for all moneys expended by the Commission under this agreement and not repaid. At the expiration of this agreement the Commission shall determine and adjust the rights of the Corporation and other municipal corporations, supplied by the Commission, having regard to the amounts paid by them, respectively, under the terms of this agreement, and such other considerations as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

9. If at any time any other municipal corporation, or pursuant to said Act any railway or distributing company, or any other corporation or person, applies to the Commission for a supply of power, the Commission shall notify the applicant and the Corporation in writing, of a time and place and hear all representations that may be made as to the terms and conditions for such supply.

Without discrimination in favour of the applicants as to the price to be paid for equal quantities of power, the Commission may supply power upon such terms and conditions as may, having regard to the risk and expense incurred and paid, and to be paid by the Corporation, appear equitable to the Commission, and are approved by the Lieutenant-Governor in Council.

10. In case any municipal corporation or any person, firm or corporation, which shall contract with the Commission or with any municipal corporation, for a supply of power furnished to the Commission by the company shall suffer damages by the act or neglect of the company, and such municipal corporation, person, firm or corporation would, if the company had made the said contracts directly with them, have had a right to recover such damages or commence any proceedings or any other remedy, the Commission shall be entitled to commence any such proceedings to bring such action for or on behalf of such municipal corporation, person, firm or corporation, and notwithstanding any act, decision or rule of law to the contrary, the Commission shall be entitled to all the rights and remedies of such municipal corporation, person, firm or corporation, including the right to recover such damages, but no action shall be brought by the Commission until such municipal corporation, person, firm or corporation shall have agreed with the Commission to pay any costs that may be adjudged to be paid if such proceedings or action is unsuccessful. The rights and remedies of any such municipal corporation, person, firm or corporation shall not be hereby prejudiced.

11. If differences arise between corporations to whom the Commission is supplying power, the Commission may upon application

fix a time and place to hear all representations that may be made by the parties and the Commission shall, in a summary manner when possible, adjust such differences and such adjustment shall be final.

The Commission shall have all the powers that may be conferred upon a Commissioner appointed under the *Act respecting Enquiries concerning Public Matters*.

12. This agreement shall extend to, be binding upon and enure to the benefit of the successors and assigns of the parties hereto.

In witness whereof the Commission and the Corporation have respectively affixed their corporate seals and the hands of their proper officers.

HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

A. BECK, *Chairman*.
W. W. POPE, *Secretary*.

(SEAL.)

MUNICIPAL CORPORATION OF THE TOWNSHIP OF WILMOT.

WESLEY ERB, *Reeve*.
CHARLES HERPEL, *Clerk*.

(SEAL.)

SCHEDULE "H."

This Agreement, made this 24th day of August, A.D. 1918,

Between

The Hydro-Electric Power Commission of Ontario, herein called the "Commission," party of the first part;

and

The Municipal Corporation of the Township of East Oxford, herein called the "Corporation," party of the second part.

Whereas pursuant to an Act to provide for the transmission of electrical power to municipalities, the Corporation applied to the Commission for a supply of power;

And whereas the Commission has entered into contracts with the Ontario Power Company of Niagara Falls (hereinafter called the Company), for such power;

And whereas the Corporation under the provisions of *The Power Commission Act* and amendments thereto and *The Power Commission Act*, Revised Statutes of Ontario, 1914, chapter 39, Part 2 being "An Act to Provide for the supply of electrical energy or power to individual users," has, at the request of a number of ratepayers (petitioners) applied to the Commission for a supply of electrical power or energy, and has passed a By-law No. 788 to authorize the execution of an agreement therefor;

1. Now, therefore, this Indenture witnesseth that in consideration of the premises and of the agreements of the Corporation set forth, subject to the provisions of said Act and amendments and of the said contract, the Commission agrees with the Corporation:

(a) To reserve and deliver at the earliest possible date electrical power to the Corporation as required by the Corporation;

(b)

(b) At the expiration of thirty (30) days' notice in writing which may be given by the Corporation from time to time during the continuance of this agreement, to reserve and deliver to the Corporation additional electrical power as may be required from time to time;

(c) To use at all times first-class, modern, standard, commercial apparatus and plant and to exercise due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Corporation;

(d) Power shall be delivered to the Corporation at approximately 2,200 or 4,000 volts, or at any other primary voltage that may be available for the Corporation's use;

(e) To supply and construct all 2,200, 4,000 or other lines at primary voltage made necessary by contracts for electric service made between the Corporation and residents or users, within the township, from the Commission's transformer station or stations to the service transformers of the Corporation, located at such points as the Commission may approve.

2. In consideration of the premises and of the covenants and agreements herein set forth, the Corporation agrees with the Commission:

(a) To use all diligence by every lawful means in its power to prepare for the receipt and use of the power dealt with by this agreement, so as to be able to give notice as specified in paragraph 1 (b);

(b) Subject to the provisions of paragraph 2 (g) herein, to pay to the Commission monthly, for all power taken, the cost of the power delivered to the Commission, plus the charges in connection with the delivery of the power to the municipality as outlined in paragraph 2 (c) and (d);

(c) To pay, annually, in twelve monthly instalments, interest upon its proportionate part of the moneys expended by the Commission on capital account for the construction of lines, transformer stations and other necessary works for the delivery of power to the Corporation; to pay an annual sum for its proportionate part of the cost of the said construction so as to form in thirty years a sinking fund for the retirement of securities issued by the Province of Ontario; and to bear its proportionate part of the line loss and pay its proportionate part of the cost to operate, maintain, repair, renew and insure the said lines, stations and works. All payments under this paragraph shall be subject to adjustment under paragraph 7;

(d) In addition to the cost of power, and the cost of delivering it to the Corporation as provided for in paragraph 2 (b) and (c), to pay to the Commission in half-yearly instalments, interest and sinking fund on a thirty-year basis on all capital invested by the Commission in 2,200, 4,000 or other lines of primary voltage as provided for in paragraph 1 (e), and to maintain, repair, renew and operate the said lines, and set aside a depreciation fund at the rate of 5 per cent. per annum on all capital expended by the Commission on such construction;

(e) The amounts payable in accordance with paragraph 2 (b), (c) and (d) shall be paid in gold coin of the present standard of weight and fineness, at the office of the Commission at Toronto, and bills shall be rendered by the Commission on or before the 5th day and paid by the Corporation on or before the 15th day of each month, except that payments under paragraph 2 (d) shall be made half-yearly. If any bill remains unpaid for fifteen days, the Commission may, in addition to all other remedies and without notice, discontinue
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the supply of power to the Corporation until said bill is paid. No such discontinuance shall relieve the Corporation from the performance of the covenants, provisos and conditions herein contained. All payments in arrears shall bear interest at the legal rate;

(f) To take power exclusively from the Commission during the continuance of this agreement;

(g) To pay for three-fourths of the power ordered from time to time by the Corporation and held in reserve for it as herein provided whether it takes the same or not. When the highest average amount of power taken for any twenty consecutive minutes during any month shall exceed during the twenty consecutive minutes three-fourths of the amount ordered by the Corporation and held in reserve, then the Corporation shall pay for this greater amount during the entire month.

If the Corporation during any month takes more than the amount of power ordered and held in reserve for it, as determined by an integrated peak, or highest average, for a period of twenty consecutive minutes, the Corporation shall pay for this greater amount of power during the entire month. The taking of such excess shall thereafter constitute an obligation on the part of the Corporation to pay for and on the part of the Commission to hold in reserve an additional block of power in accordance with the terms and conditions of this contract.

When the power factor of the greatest amount of power taken for said twenty consecutive minutes falls below 90 per cent. the Corporation shall pay for 90 per cent. of said power divided by the power factor;

(h) To use at all times first-class, modern, standard, commercial apparatus and plant to be approved by the Commission and to exercise all due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Commission and of the Company;

(i) To co-operate, by all means in its power, at all times, with the Commission, to increase the quantity of power required from the Commission and in all other respects to carry out the objects of this agreement and of the said Act.

3. If, as therein provided, the said contracts are continued until the 19th day of December, 1939, this agreement shall remain in force until that date.

4. The power shall be three-phase, alternating commercially continuous twenty-four-hour power every day of the year except as provided in paragraph 6, having a periodicity of approximately 25 cycles per second, and shall be delivered as aforesaid at a voltage suitable for distribution within the municipality.

(a) That the meters with their series and potential transformers shall be connected at the point of delivery, and shall be subject to test as to accuracy by either party hereto;

(b) The maintenance of the Commission of approximately the agreed voltage at approximately the agreed frequency at the point of delivery to the Corporation shall constitute the supply of all power involved herein and the fulfilment of all operating obligations hereunder; and when voltage and frequency are so maintained, the amount of the power, its fluctuations, load factor, power factor, distribution as to phases, and all other electric characteristics and qualities are under the sole control of the Corporation, their agents, customers, apparatus, appliances and circuits.

5. The Engineers of the Commission, or one or more of them, or any other person or persons appointed for this purpose by the Commission, shall have the right from time to time during the continuance of this agreement, to inspect the apparatus, plant and property of the Corporation and take records at all reasonable hours.

6. In case the Commission should at any time or times be prevented from supplying said power, or any part thereof, or in case the Corporation shall at any time be prevented from taking said power, or any part thereof, by strike, lockout, fire, invasion, explosion, act of God, or the King's enemies, or any other cause reasonably beyond their control, then the Commission shall not be bound to deliver such power during such times, and the Corporation shall not be bound to pay the price of said power during such time.

7. The Commission shall at least annually adjust and apportion the amounts payable by municipal corporations for such power and such interest, sinking fund, line loss, and cost of operating, maintaining, repairing, renewing and insuring the line and works.

8. It is hereby declared that the Commission is to be a trustee of all property held by the Commission under this agreement for the Corporation and other municipal corporations supplied by the Commission, but the Commission shall be entitled to a lien upon said property for all moneys expended by the Commission under this agreement and not repaid. At the expiration of this agreement the Commission shall determine and adjust the rights of the Corporation and other municipal corporations, supplied by the Commission, having regard to the amounts paid by them, respectively, under the terms of this agreement, and such other considerations as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

9. If at any time any other municipal corporation, or pursuant to said Act, any railway or distributing company, or any other corporation or person, applies to the Commission for a supply of power, the Commission shall notify the applicant and the Corporation in writing, of a time and place and hear all representations that may be made as to the terms and conditions for such supply.

Without discrimination in favour of the applicants as to the price to be paid for equal quantities of power, the Commission may supply power upon such terms and conditions as may, having regard to the risk and expense incurred, and paid, and to be paid by the Corporation, appear equitable to the Commission, and are approved by the Lieutenant-Governor in Council.

10. In case any municipal corporation or any person, firm or corporation, which shall contract with the Commission or with any municipal corporation, for a supply of power furnished to the Commission by the company shall suffer damages by the act or neglect of the company, and such municipal corporation, person, firm or corporation would, if the company had made the said contracts directly with them, have had a right to recover such damages or commence any proceedings or any other remedy, the Commission shall be entitled to commence any such proceedings to bring such action for or on behalf of such municipal corporation, person, firm or corporation, and notwithstanding any act, decision or rule of law to the contrary, the Commission shall be entitled to all the rights and remedies of such municipal corporation, person, firm or corporation, including the right to recover such damages, but no action shall be brought by the Commission until such municipal corporation, person, firm or corporation shall have agreed with the Commission to pay any costs that may be adjudged to be paid if such proceedings or action is unsuccessful.

The rights and remedies of any such municipal corporation, person, firm or corporation shall not be hereby prejudiced.

11. If differences arise between corporations to whom the Commission is supplying power, the Commission may upon application fix a time and place to hear all representations that may be made by the parties and the Commission shall, in a summary manner when possible, adjust such differences and such adjustment shall be final.

The Commission shall have all the powers that may be conferred upon a Commissioner appointed under the *Act respecting Enquiries concerning Public Matters*.

12. This agreement shall extend to, be binding upon and enure to the benefit of the successors and assigns of the parties hereto.

In witness whereof the Commission and the Corporation have respectively affixed their corporate seals and the hands of their proper officers.

HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

A. BECK, *Chairman*.
W. W. POPE, *Secretary*.

(SEAL.)

THE MUNICIPAL CORPORATION OF THE TOWNSHIP OF EAST OXFORD.

A. T. WALKER, *Reeve*.
F. G. JACKSON, *Clerk*.

(SEAL.)

SCHEDULE "I."

This Agreement made this 3rd day of September, A.D. 1918.

Between

The Hydro-Electric Power Commission of Ontario, herein called the "Commission," party of the first part;

and

The Municipal Corporation of the Township of East Nissouri, herein called the "Corporation," party of the second part.

Whereas pursuant to an Act to provide for the transmission of electrical power to municipalities, the Corporation applied to the Commission for a supply of power;

And whereas the Commission has entered into contracts with the Ontario Power Company of Niagara Falls (hereinafter called the Company), for such power;

And whereas the Corporation under the provisions of *The Power Commission Act* and amendments thereto and *The Power Commission Act of 1911*, being "An Act to Provide for the local distribution of electrical power," has, at the request of a number of ratepayers (petitioners) applied to the Commission for a supply of electrical power or energy, and has passed a By-law No. 492 to authorize the execution of an agreement therefor;

1. Now, therefore, this Indenture witnesseth that in consideration of the premises and of the agreements of the Corporation set forth.
subject

subject to the provisions of said Act and amendments and of the power to the Corporation as required by the Corporation;

(a) To reserve and deliver at the earliest possible date electrical power to the Corporation as required by the Corporation.

(b) At the expiration of thirty (30) days' notice in writing which may be given by the Corporation from time to time during the continuance of this agreement, to reserve and deliver to the Corporation additional electrical power as may be required from time to time;

(c) To use at all times first-class, modern, standard, commercial apparatus and plant and to exercise due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Corporation;

(d) Power shall be delivered to the Corporation at approximately 2,200 or 4,000 volts, or at any other primary voltage that may be available for the Corporation's use;

(e) To supply and construct all 2,200, 4,000 or other lines at primary voltage made necessary by contracts for electric service made between the Corporation and residents or users, within the township, from the Commission's transformer station or stations to the service transformers of the Corporation, located at such points as the Commission may approve.

2. In consideration of the premises and of the covenants and agreements herein set forth, the Corporation agrees with the Commission:

(a) To use all diligence by every lawful means in its power to prepare for the receipt and use of the power dealt with by this agreement, so as to be able to give notice as specified in paragraph 1 (b);

(b) Subject to the provisions of paragraph 2 (g) herein, to pay to the Commission monthly, for all power taken, the cost of the power delivered to the Commission, plus the charges in connection with the delivery of the power to the municipality as outlined in paragraph 2 (c) and (d);

(c) To pay, annually, in twelve monthly instalments, interest upon its proportionate part of the moneys expended by the Commission on capital account for the construction of lines, transformer stations and other necessary works for the delivery of power to the Corporation; to pay an annual sum for its proportionate part of the cost of the said construction so as to form in thirty years a sinking fund for the retirement of securities issued by the Province of Ontario; and to bear its proportionate part of the line loss and pay its proportionate part of the cost to operate, maintain, repair, renew and insure the said lines, stations and works. All payments under this paragraph shall be subject to adjustment under paragraph 7;

(d) In addition to the cost of power, and the cost of delivering it to the Corporation as provided for in paragraph 2 (b) and (c), to pay to the Commission in half-yearly instalments, interest and sinking fund on a thirty-year basis on all capital invested by the Commission in 2,200, 4,000 or other lines of primary voltage as provided for in paragraph 1 (e), and to maintain, repair, renew and operate the said lines, and set aside a depreciation fund at the rate of 5 per cent. per annum on all capital expended by the Commission on such construction;

(e) The amounts payable in accordance with paragraph 2 (b), (c), and (d) shall be paid in gold coin of the present standard of weight
and

and fineness, at the office of the Commission at Toronto, and bills shall be rendered by the Commission on or before the 5th day and paid by the Corporation on or before the 15th day of each month, except that payments under paragraph 2 (d) shall be made half-yearly. If any bill remains unpaid for fifteen days, the Commission may, in addition to all other remedies and without notice, discontinue the supply of power to the Corporation until said bill is paid. No such discontinuance shall relieve the Corporation from the performance of the covenants, provisos and conditions herein contained. All payments in arrears shall bear interest at the legal rate;

(f) To take power exclusively from the Commission during the continuance of this agreement;

(g) To pay for three-fourths of the power ordered from time to time by the Corporation and held in reserve for it as herein provided whether it takes the same or not. When the highest average amount of power taken for any twenty consecutive minutes during any month shall exceed during the twenty consecutive minutes three-fourths of the amount ordered by the Corporation and held in reserve, then the Corporation shall pay for this greater amount during the entire month.

If the Corporation during any month takes more than the amount of power ordered and held in reserve for it, as determined by an integrated peak, or highest average, for a period of twenty consecutive minutes, the Corporation shall pay for this greater amount of power during the entire month. The taking of such excess shall thereafter constitute an obligation on the part of the Corporation to pay for and on the part of the Commission to hold in reserve an additional block of power in accordance with the terms and conditions of this contract.

When the power factor of the greatest amount of power taken for said twenty consecutive minutes falls below 90 per cent. the Corporation shall pay for 90 per cent. of said power divided by the power factor;

(h) To use at all times first-class, modern, standard, commercial apparatus and plant to be approved by the Commission and to exercise all due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Commission and of the Company;

(i) To co-operate, by all means in its power, at all times, with the Commission, to increase the quantity of power required from the Commission and in all other respects to carry out the objects of this agreement and of the said Act.

3. If, as therein provided, the said contracts are continued until the 19th day of December, 1939, this agreement shall remain in force until that date.

4. The power shall be three-phase, alternating commercially continuous twenty-four-hour power every day of the year except as provided in paragraph 6, having a periodicity of approximately 25 cycles per second, and shall be delivered as aforesaid at a voltage suitable for distribution within the municipality.

(a) That the meters with their series and potential transformers shall be connected at the point of delivery, and shall be subject to test as to accuracy by either party hereto;

(b) The maintenance of the Commission of approximately the agreed voltage at approximately the agreed frequency at the point of delivery to the Corporation shall constitute the supply of all power involved herein and the fulfilment of all operating obligations

tions hereunder; and when voltage and frequency are so maintained, the amount of the power, its fluctuations, load factor, power factor, distribution as to phases, and all other electric characteristics and qualities are under the sole control of the Corporation, their agents, customers, apparatus, appliances and circuits.

5. The Engineers of the Commission, or one or more of them, or any other person or persons appointed for this purpose by the Commission, shall have the right from time to time during the continuance of this agreement, to inspect the apparatus, plant and property of the Corporation and take records at all reasonable hours.

6. In case the Commission should at any time or times be prevented from supplying said power, or any part thereof, or in case the Corporation shall at any time be prevented from taking said power, or any part thereof, by strike, lockout, fire, invasion, explosion, act of God, or the King's enemies, or any other cause reasonably beyond their control, then the Commission shall not be bound to deliver such power during such times, and the Corporation shall not be bound to pay the price of said power, during such time.

7. The Commission shall at least annually adjust and apportion the amounts payable by municipal corporations for such power and such interest, sinking fund, line loss, and cost of operating, maintaining, repairing, renewing and insuring the line and works.

8. It is hereby declared that the Commission is to be a trustee of all property held by the Commission under this agreement for the Corporation and other municipal corporations supplied by the Commission, but the Commission shall be entitled to a lien upon said property for all moneys expended by the Commission under this agreement and not repaid. At the expiration of this agreement the Commission shall determine and adjust the rights of the Corporation and other municipal corporations, supplied by the Commission, having regard to the amounts paid by them, respectively, under the terms of this agreement, and such other considerations as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

9. If at any time any other municipal corporation, or pursuant to said Act, any railway or distributing company, or any other corporation or person, applies to the Commission for a supply of power, the Commission shall notify the applicant and the Corporation in writing, of a time and place and hear all representations that may be made as to the terms and conditions for such supply.

Without discrimination in favour of the applicants as to the price to be paid for equal quantities of power, the Commission may supply power upon such terms and conditions as may, having regard to the risk and expense incurred, and paid, and to be paid by the Corporation, appear equitable to the Commission, and are approved by the Lieutenant-Governor in Council.

10. In case any municipal corporation or any person, firm or corporation, which shall contract with the Commission or with any municipal corporation, for a supply of power furnished to the Commission by the company shall suffer damages by the act or neglect of the company, and such municipal corporation, person, firm or corporation would, if the company had made the said contracts directly with them, have had a right to recover such damages or commence any proceedings or any other remedy, the Commission shall be entitled to commence any such proceedings to bring such action for or on behalf of such municipal corporation, person, firm or corporation, and notwithstanding any act,

decision or rule of law to the contrary, the Commission shall be entitled to all the rights and remedies of such municipal corporation, person, firm or corporation, including the right to recover such damages, but no action shall be brought by the Commission until such municipal corporation, person, firm or corporation shall have agreed with the Commission to pay any costs that may be adjudged to be paid if such proceedings or action is unsuccessful. The rights and remedies of any such municipal corporation, person, firm or corporation shall not be hereby prejudiced.

11. If differences arise between corporations to whom the Commission is supplying power, the Commission may upon application fix a time and place to hear all representations that may be made by the parties and the Commission shall, in a summary manner when possible, adjust such differences and such adjustment shall be final.

The Commission shall have all the powers that may be conferred upon a Commissioner appointed under the *Act respecting Enquiries concerning Public Matters*.

12. This agreement shall extend to, be binding upon and enure to the benefit of the successors and assigns of the parties hereto.

In witness whereof the Commission and the Corporation have respectively affixed their corporate seals and the hands of their proper officers.

HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

A. BECK, *Chairman*.

W. W. POPE, *Secretary*.

(SEAL.)

MUNICIPAL CORPORATION OF THE TOWNSHIP OF EAST NISSOURI.

JAS. G. CALDER, *Reeve*.

J. W. SUTHERLAND, *Clerk*.

(SEAL.)

SCHEDULE "J."

This Agreement made this 2nd day of October, A.D. 1916,

Between

The Hydro-Electric Power Commission of Ontario, herein called the "Commission," party of the first part;

and

The Municipal Corporation of the Township of Vaughan, herein called the "Corporation," party of the second part.

Whereas pursuant to an Act to provide for the transmission of electrical power to municipalities, the Corporation applied to the Commission for a supply of power;

And whereas the Commission has entered into contracts with the Ontario Power Company of Niagara Falls (hereinafter called the Company), for such power;

And whereas the Corporation under the provisions of *The Power Commission Act* and amendments thereto and *The Power Commission Act* of 1911, being "An Act to Provide for the local distribution of electrical power," has, at the request of a number of rate-

payers

payers (petitioners) applied to the Commission for a supply of electrical power or energy, and has passed a By-law No. 982 to authorize the execution of an agreement therefor;

1. Now, therefore, this Indenture witnesseth that in consideration of the premises and of the agreements of the Corporation set forth, subject to the provisions of said Act and amendments and of the said contract, the Commission agrees with the Corporation:

(a) To reserve and deliver at the earliest possible date electrical power to the Corporation as required by the Corporation;

(b) At the expiration of thirty (30) days' notice in writing which may be given by the Corporation from time to time during the continuance of this agreement, to reserve and deliver to the Corporation additional electrical power as may be required from time to time;

(c) To use at all times first-class, modern, standard, commercial apparatus and plant and to exercise due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Corporation;

(d) Power shall be delivered to the Corporation at approximately 2,200 or 4,000 volts, or at any other primary voltage that may be available for the Corporation's use;

(e) To supply and construct all 2,200, 4,000 or other lines at primary voltage made necessary by contracts for electric service made between the Corporation and residents or users within the township, from the Commission's transformer station or stations to the service transformers of the Corporation, located at such points as the Commission may approve.

2. In consideration of the premises and of the covenants and agreements herein set forth, the Corporation agrees with the Commission:

(a) To use all diligence by every lawful means in its power to prepare for the receipt and use of the power dealt with by this agreement, so as to be able to give notice as specified in paragraph 1 (b);

(b) Subject to the provisions of paragraph 2 (g) herein, to pay to the Commission monthly, for all power taken, the cost of the power delivered to the Commission, plus the charges in connection with the delivery of the power to the municipality as outlined in paragraph 2 (c) and (d);

(c) To pay annually, in twelve monthly instalments, interest upon its proportionate part of the moneys expended by the Commission on capital account for the construction of lines, transformer stations and other necessary works for the delivery of power to the Corporation; to pay an annual sum for its proportionate part of the cost of the said construction so as to form in thirty years a sinking fund for the retirement of securities issued by the Province of Ontario; and to bear its proportionate part of the line loss and pay its proportionate part of the cost to operate, maintain, repair, renew and insure the said lines, stations and works. All payments under this paragraph shall be subject to adjustment under paragraph 7;

(d) In addition to the cost of power, and the cost of delivering it to the Corporation as provided for in paragraph 2 (b) and (c), to pay to the Commission in half-yearly instalments, interest and sinking fund on a thirty-year basis on all capital invested by the Commission in 2,200, 4,000 or other lines of primary voltage as provided for in paragraph 1 (e), and to maintain, repair, renew
and

and operate the said lines, and set aside a depreciation fund at the rate of 5 per cent. per annum on all capital expended by the Commission on such construction;

(e) The amounts payable in accordance with paragraph 2 (b), (c), and (d) shall be paid in gold coin of the present standard of weight and fineness, at the office of the Commission at Toronto, and bills shall be rendered by the Commission on or before the 5th day and paid by the Corporation on or before the 15th day of each month, except that payments under paragraph 2 (d) shall be made half-yearly. If any bill remains unpaid for fifteen days, the Commission may, in addition to all other remedies and without notice, discontinue the supply of power to the Corporation until said bill is paid. No such discontinuance shall relieve the Corporation from the performance of the covenants, provisoes and conditions herein contained. All payments in arrears shall bear interest at the legal rate;

(f) To take power exclusively from the Commission during the continuance of this agreement;

(g) To pay for three-fourths of the power ordered from time to time by the Corporation and held in reserve for it as herein provided whether it takes the same or not. When the highest average amount of power taken for any twenty consecutive minutes during any month shall exceed during the twenty consecutive minutes three-fourths of the amount ordered by the Corporation and held in reserve, then the Corporation shall pay for this greater amount during the entire month.

If the Corporation during any month takes more than the amount of power ordered and held in reserve for it, as determined by an integrated peak, or highest average, for a period of twenty consecutive minutes, the Corporation shall pay for this greater amount of power during the entire month. The taking of such excess shall thereafter constitute an obligation on the part of the Corporation to pay for and on the part of the Commission to hold in reserve an additional block of power in accordance with the terms and conditions of this contract.

When the power factor of the greatest amount of power taken for said twenty consecutive minutes falls below 90 per cent., the Corporation shall pay for 90 per cent. of said power divided by the power factor;

(h) To use at all times first-class, modern, standard, commercial apparatus and plant to be approved by the Commission and to exercise all due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Commission and of the Company;

(i) To co-operate, by all means in its power, at all times, with the Commission, to increase the quantity of power required from the Commission and in all other respects to carry out the objects of this agreement and of the said Act.

3. If, as therein provided, the said contracts are continued until the 19th day of December, 1939; this agreement shall remain in force until that date.

4. The power shall be three-phase, alternating commercially continuous twenty-four-hour power every day of the year except as provided in paragraph 6, having a periodicity of approximately 25 cycles per second, and shall be delivered as aforesaid at a voltage suitable for distribution within the municipality.

(a) That the meters with their series and potential transformers shall be connected at the point of delivery, and shall be subject to test as to accuracy by either party hereto;

(b)

(b) The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the point of delivery to the Corporation shall constitute the supply of all power involved herein and the fulfilment of all operating obligations hereunder; and when voltage and frequency are so maintained, the amount of the power, its fluctuations, load factor, power factor, distribution as to phases, and all other electric characteristics and qualities are under the sole control of the Corporation, their agents, customers, apparatus, appliances and circuits.

5. The Engineers of the Commission or one or more of them, or any other person or persons appointed for this purpose by the Commission, shall have the right from time to time during the continuance of this agreement, to inspect the apparatus, plant and property of the Corporation and take records at all reasonable hours.

6. In case the Commission should at any time or times be prevented from supplying said power, or any part thereof, or in case the Corporation shall at any time be prevented from taking said power, or any part thereof, by strike, lockout, fire, invasion, explosion, act of God, or the King's enemies, or any other cause reasonably beyond their control, then the Commission shall not be bound to deliver such power during such times, and the Corporation shall not be bound to pay the price of said power, during such time.

7. The Commission shall at least annually adjust and apportion the amounts payable by municipal corporations for such power and such interest, sinking fund, line loss, and cost of operating, maintaining, repairing, renewing and insuring the line and works.

8. It is hereby declared that the Commission is to be a trustee of all property held by the Commission under this agreement for the Corporation and other municipal corporations supplied by the Commission, but the Commission shall be entitled to a lien upon said property for all moneys expended by the Commission under this agreement and not repaid. At the expiration of this agreement the Commission shall determine and adjust the rights of the Corporation and other municipal corporations, supplied by the Commission, having regard to the amounts paid by them, respectively, under the terms of this agreement, and such other considerations as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

9. If at any time any other municipal corporation or pursuant to said Act, any railway or distributing company, or any other corporation or person, applies to the Commission for a supply of power, the Commission shall notify the applicant and the Corporation in writing, of a time and place and hear all representations that may be made as to the terms and conditions for such supply.

Without discrimination in favour of the applicants as to the price to be paid for equal quantities of power, the Commission may supply power upon such terms and conditions as may, having regard to the risk and expense incurred, and paid, and to be paid by the Corporation, appear equitable to the Commission, and are approved by the Lieutenant-Governor in Council.

10. In case any municipal corporation or any person, firm or corporation, which shall contract with the Commission or with any municipal corporation, for a supply of power furnished to the Commission by the company shall suffer damages by the act or neglect of the company, and such municipal corporation, per-

son, firm or corporation would, if the company had made the said contracts directly with them, have had a right to recover such damages or commence any proceedings or any other remedy, the Commission shall be entitled to commence any such proceedings to bring such action for or on behalf of such municipal corporation, person, firm or corporation, and notwithstanding any act, decision or rule of law to the contrary, the Commission shall be entitled to all the rights and remedies of such municipal corporation, person, firm or corporation, including the right to recover such damages, but no action shall be brought by the Commission until such municipal corporation, person, firm or corporation shall have agreed with the Commission to pay any costs that may be adjudged to be paid if such proceedings or action is unsuccessful. The rights and remedies of any such municipal corporation, person, firm or corporation shall not be hereby prejudiced.

11. If differences arise between corporations to whom the Commission is supplying power, the Commission may upon application fix a time and place to hear all representations that may be made by the parties and the Commission shall, in a summary manner when possible, adjust such differences and such adjustment shall be final.

The Commission shall have all the powers that may be conferred upon a Commissioner appointed under the *Act respecting Enquiries concerning Public Matters*.

12. This agreement shall extend to, be binding upon and enure to the benefit of the successors and assigns of the parties hereto.

In witness whereof the Commission and the Corporation have respectively affixed their corporate seals and the hands of their proper officers.

HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

A. BECK, *Chairman*.
W. W. POPE, *Secretary*.

(SEAL.)

MUNICIPAL CORPORATION OF THE TOWNSHIP OF VAUGHAN.

J. S. MCNAIR, *Reeve*.
J. B. MCLEAN, *Clerk*.

(SEAL.)

SCHEDULE "K."

This Indenture made the 10th day of April, one thousand nine hundred and eighteen.

Between:

Hydro-Electric Power Commission of Ontario, hereinafter called the "Commission," of the first part;

and

His Majesty the King, represented herein by the Minister of Railways and Canals of Canada, acting under the authority of an Order in Council dated November 19th, 1917, hereinafter called "His Majesty," of the second part.

Whereas, in connection with the construction of the Severn Division of the Trent Canal, a marine railway is being provided
at

at Big Chute, on the Severn River, for the double purpose of making it possible for small boats to pass the Big Chute before the lock is built and, afterwards, avoid the necessity of operating the lock to admit of the passage of such small boats;

And whereas the Commission has offered to supply the power necessary to operate the said marine railway on the terms and conditions hereafter set forth and by said Order in Council of November 19th, 1917, authority has been obtained to accept such offer;

Now therefore this indenture witnesseth that the parties hereto hereby covenant, promise and agree, each with the other, as follows:

1. That, from and after the first day of May, A.D. 1918, until the cancellation hereof as hereinafter provided, the Commission shall transmit to, furnish and supply His Majesty with all the electrical energy or power necessary for the operation of the said marine railway.

2. That, for and in consideration of the supply of electrical energy or power as aforesaid, His Majesty shall pay to the Commission, monthly, on the written certificate of the chief engineer of the Department of Railways and Canals, at the following rate or rates, namely:

One (\$1.00) dollar per horsepower on the total maximum demand per month, plus a K.W. hour rate of one cent per K.W.H. with a prompt payment discount of 10 per cent. if bill is paid within two weeks after being rendered, the power to be paid for only during the months used, and if used for a portion of any one month the service charge of one dollar per month to be charged on the basis of the whole month.

3. That, for the purpose of measuring the amount of electrical energy or power used, the Commission shall, at its own cost and expense, supply and instal a meter or meters which will satisfactorily indicate the amounts of electrical energy supplied to the marine railway at Big Chute.

4. That the said electrical energy or power shall be supplied continuously, and shall be available for the purposes hereinbefore specified at any and all times during the twenty-four (24) hours of each and every day of each week, Sunday included, during the months required. The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the point of delivery shall constitute the supply of power involved herein and a fulfilment of all the operating obligations hereunder, and when the voltage and frequency are so maintained, the amount of power, its fluctuations, load factor, power factor, distribution as to phases, and all other characteristics and qualities are under the sole control of the customer, his agent, apparatus, appliances and circuits. In case the Commission shall at any time or times be prevented from delivering said power or any part thereof, by strikes, lock-outs, riot, fires, invasion, explosion, act of God, the King's enemies or any other cause or causes reasonably beyond its control, then the Commission shall not be bound to deliver such power during such time. The Commission shall be prompt and diligent in removing the cause of such interruption and as soon as the cause of such interruption is removed, the Commission shall, without any delay, deliver the said power as aforesaid and the customer shall take and use the same.

5. That this indenture may be terminated at any time by either of the parties giving to the other six (6) months' notice, in writing, of its desire and intention to terminate the same.

In witness whereof the Commission has executed these presents, and these presents have been signed on behalf of His Majesty the King by the Minister and by the Secretary of the Department of Railways and Canals, and the seal of the said Department has been hereto affixed the day and year first above written.

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

Signed, sealed and delivered by the Commission
in the presence of

(Sgd.) A. BECK, *Chairman.*
(Seal.) (Sgd.) W. W. POPE, *Secretary.*

Signed, sealed and delivered by His Majesty, in
manner aforesaid in the presence of

(Sgd.) JOSEPH PROULX.
(Sgd.) J. D. REID,
Minister of Railways and Canals.
(Sgd.) J. W. PUGSLEY,
Secy. Dept. of Railways and Canals.
(Seal.)

SCHEDULE "L."

This Indenture made in duplicate the third day of August, in the
year of our Lord, nineteen hundred and seventeen (1917).

Between:

The Hydro-Electric Power Commission of Ontario, hereinafter
called the "Commission," party of the first part;

and

The National Portland Cement Company, Limited, of Durham,
Ontario, hereinafter called the "Customer," party of the second
part.

Whereas the Commission acting under the Power Commission
Act, R.S.O. 1914, has available sufficient electrical power or energy
for the purpose of this agreement;

And whereas the Customer has applied to the Commission for a
supply of electrical power or energy;

And whereas the Customer is carrying on business in the Town
of Durham, County of Grey, Province of Ontario, with Head Office
at Durham;

Now therefore this indenture witnesseth:

That in consideration of the premises and of the agreements of
the parties hereto, each agree with the other as follows:

1. The Commission agrees:

(a) To reserve for and deliver to the Customer one thousand
horsepower (1,000 H.P.) of electrical power or energy at the point
of delivery hereinafter specified, beginning on the day and date
when power is first taken and extending for the period of this
agreement;

(b) To use at all times first-class, modern, standard, commercial
apparatus

apparatus and plant, and to exercise all due skill and diligence so that the service rendered to the Customer hereunder shall be satisfactory;

(c) To deliver commercially continuous twenty-four (24) hour power every day in the year, except provided for herein, at, as herein defined the terminals of the switch controlling the output on the motor side of the motor generator or frequency changer through which the load is supplied on the premises of the Customer.

2. The Customer agrees:

(a) To use all diligence by every lawful means in his power to prepare for the receipt and use of the power covered by this agreement, so as to be able to receive power on the date herein set forth;

(b) To pay to the Commission for all power used or held in reserve in monthly payments in gold coin at Toronto under the following schedule or rate:

Thirty-nine dollars (\$39.00) per electrical horsepower per annum, and each month's payments to be made as though the maximum amount taken during that month was taken for the whole month, save that paragraph (e) section 2 hereof, shall govern the minimum;

(c) To take power exclusively from the Commission for the term of this agreement, and not to sell or dispose of said power, or any part thereof, directly or indirectly without the written consent of the Commission;

(d) If the Customer during any month takes more than the amount of power ordered and held in reserve for it for ten (10) consecutive minutes, the taking of such excess power shall thereafter constitute an obligation on the part of the Customer to pay for, and on the part of the Commission, as long as this greater amount does not exceed the maximum hereunder, to hold in reserve such increased quantity of power in accordance with the terms and conditions of this agreement;

(e) To pay each month to the Commission as a minimum for seventy-five per cent. (75%) of the power held in reserve for the Customer at the rates fixed herein except as provided for in section 5, paragraph "b" hereof;

(f) At all times to take and use the three-phase power in such a manner that the current will be equally taken from the three phases, and in no case shall the difference between any two phases be greater than ten per cent. (10%);

(g) At all times to take and use the three-phase power in such a manner that the power factor thereof will be as near one hundred per cent. (100%) as possible, but whenever it is not possible to take power at one hundred per cent. (100%) power factor and the said power factor falls below ninety per cent. (90%) the Customer shall pay for ninety per cent. (90%) of the kilovolt amperes, providing that said ninety per cent. (90%) of said kilovolt amperes is greater than the maximum kilowatts for any ten (10) minute period during the month;

(h) Bills shall be rendered by the Commission to the Customer on or before the tenth day, and paid by the Customer on or before the twentieth day of each calendar month.

If any bill remains unpaid for sixty (60) days after the date thereof, the Commission may, in addition to all other remedies, and without notice, discontinue the supply of power to the Customer until the said bill is paid, and no such discontinuance by the Commission shall relieve the Customer from the performance of the covenants, provisos and conditions herein contained.

All

All payments in arrears shall bear interest at the legal rate;

(i) To use at all times modern, standard, commercial apparatus and plant to be approved by the Commission from time to time, and to so operate and conduct the plant and apparatus as to cause minimum disturbances or fluctuations to the Commission's supply, and to exercise all due skill and diligence so as to secure the satisfactory operation of the plant and apparatus of both the Commission and the Customer;

(j) Should it be expedient or necessary for the Commission, in order to deliver power hereunder, to construct, or build poles, lines, cables, transformers, switches or other appliances or devices on, over or through the property of the Customer, or on, over or through any other adjoining property, the Customer hereby agrees to supply and arrange for such necessary rights-of-way free of cost, and satisfactory to the Commission for the life of this agreement, or renewals thereof, and for thirty (30) days thereafter, so that the Commission may build, erect, construct, operate, repair, maintain and remove any of the said apparatus or devices belonging to the Commission.

3. The power delivered hereunder shall be alternating, three-phase, and supplied through a motor generator or frequency changer having a periodicity of approximately 60 cycles per second on the motor side and approximately 25 cycles per second with a pressure of approximately 550 volts between phase wires on the generator side except as hereinafter mentioned, subject to normal variations in both frequency and voltage, the customer to be responsible for the operation of the said motor generator or frequency changer and other apparatus located on the Customer's premises.

4 (a) Measurement of the power held in reserve or taken by the Customer hereunder shall be made by means of a standard poly-phase integrating maximum demand watt-hour meter, and other meters as required, so arranged as to accurately measure and record the power taken by the Customer.

The greatest average or integrated power demand made by the Customer for ten consecutive minutes in any month, as shown by the aforementioned instruments shall be used as the basis of billing and paying for the power taken by the Customer hereunder;

(b) The point of measuring the power covered by this agreement shall be as near as possible to the point of delivery on the 60-cycle side of the motor generator or frequency changer, and the said instruments, with the necessary current and potential transformers for the measurement of power hereunder shall be provided, installed and maintained correct by the Commission;

(c) Should the point of measurement be located on the premises of the Customer no rental charge shall be made to the Commission for the location of said instruments or transformers on the Customer's premises;

(d) Access to said instruments and transformers belonging to the Commission shall be free to the Commission at any and all times and the Commission may test, calibrate or remove said measuring instruments and transformers at any reasonable time, but when possible the Customer shall be advised at least seven days in advance of the Commission's intention to re-calibrate, remove or change the measuring instruments;

(e) The Customer shall have the right to test any such measuring instruments in the presence of a representative of the Commission by giving to the Commission seven days' previous notice in writing of its desire to test such measuring instruments;

(f)

(f) The Commission shall repair or replace and re-test defective meters or measuring equipment within a reasonable time, but during the time there is no meter in service it shall be assumed that the power consumed is the same as for other days of the same month on which a similar load existed;

(g) The Customer shall be responsible for any damage to the property or apparatus furnished by the Commission for the purpose of supplying or measuring power hereunder and installed on the Customer's property, providing such damage originates from a source external to the said apparatus of the Commission, and is not due to defects in the apparatus of the Commission.

5 (a) The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the point of delivery as per section 3 herein, shall constitute the supply of power involved herein and a fulfilment of all the operating obligations hereunder, and when the voltage and the frequency are so maintained the amount of power, its fluctuations, load factor, power factor, distribution as to phases, and all other characteristics, and qualities are under the sole control of the Customer, his agents, apparatus, appliances and circuits;

(b) In case the Commission shall at any time or times be prevented from delivering said power or any part thereof by strikes, lockouts, riot, fire, invasion, explosion, act of God, the King's enemies, or any other cause or causes reasonably beyond its control, then the Commission shall not be bound to deliver such power during such time. The Commission also shall not be bound to deliver power between December 15th and the 1st day of April of each year following during the term of this agreement, that is to say, during the last half of the month of December and the months of January and February immediately following.

Nor shall the Customer be bound to pay for power during this period of each year (December 15th to March 1st following) on the basis of clause (e), section 5, herein.

To provide for minor operations of the Customer's plant during the period of suspension as mentioned herein, viz.: December 15th to March 1st of each year following. The Commission agrees to permit the delivery of such power as may be available on the Commission's system at the time, but the amount to be used shall be determined by the Commission and the Customer shall pay for such power used during such period on the basis of the highest average maximum demand established during any ten (10) minute period of each month, at the rate set forth in clause (b) section 2 herein, and in accordance with all other terms and provisos governing the use of power by the customer and the supplying of same by the Commission herein contained;

(c) The Commission shall be prompt and diligent in removing the cause of such interruption as set out in the first paragraph of paragraph 5 (b) herein, but the customer shall not be bound to pay for such power during such time. As soon as the cause of such interruption is removed, the Commission shall, without any delay, deliver the said power as aforesaid, and the Customer shall take and use the same;

(d) It is further agreed hereby that the Commission shall have the right at reasonable times, and when possible after due notice has been given to the Customer to discontinue the supply of power to the Customer for purposes of safeguarding life or property, or for the purpose of making repairs, renewals, or replacements to the lines or apparatus of the Commission, but all such interruptions shall be of a minimum duration and when possible arranged for at a time least objectionable to the Customer.

Such

Such interruptions shall not release the Customer from his obligations to pay for or resume the use of power when service is restored.

6. A representative or Engineer of the Commission appointed for this purpose, may, at any reasonable time during the continuance of this agreement, have access to the premises of the Customer for the purpose of inspecting the electrical apparatus, plant or property of the Customer and to take records therefrom as required here.

7. It is mutually agreed:

That in case of any dispute arising between the parties thereto relative to the fulfilment of any of the terms, provisoes, or conditions of this agreement, or as to the method or accuracy of the measurement of power, or any other question which may arise under this agreement, the same shall be promptly referred to arbitration under the Arbitration Act, R.S.O., 1914, and the findings of such arbitrator or arbitrators shall be binding upon both parties hereto. Either party may appeal from the said findings, but in no event shall such appeal be carried beyond the Appellate Division of the Supreme Court of Ontario.

8. This agreement shall be binding upon both parties hereto for a period of ten (10) years beginning on the day and date when power is first delivered to the customer.

9. (a) The Commission shall be entitled at the termination of this agreement or any extension thereof, or within thirty (30) days thereafter, to remove from the Customer's premises any and all plant or equipment which may have been installed by the Commission for the supply or measurement of power hereunder;

(b) The Commission agrees to sell to the Customer at any time during the continuance of this agreement the motor generator set, the transformer, or transformers and the step-down switching and protective equipment installed in the Customer's buildings by the Commission. The price to be paid for this apparatus will be the capital cost of same, less any amount set by for sinking fund and depreciation that has not been required for renewals or repairs.

10. The Customer shall contemporaneously with the execution of this agreement furnish as security to the Commission for the due carrying out thereof by the customer, a guarantee from a reliable and responsible party satisfactory to the Commission to the extent of one year's power bill, the said one year to be considered as consisting of a period of 12 calendar months, dating from the first day on which power is delivered by the Commission and taken and used by the Customer, and the said yearly power bill is estimated to be thirty thousand dollars (\$30,000.00).

The Customer shall also furnish to the Commission a prior lien on the power plant equipment now installed on the Customer's premises and used for purposes of generating and supplying power or energy to operate the mill. The said prior lien shall be given in writing and shall contain a release, also to be given in writing, by the Standard Bank of Canada undertaking that the Commission's lien shall rank first of any claim or claims in the form of liens or otherwise which the said Standard Bank of Canada may have on such equipment.

The said lien to be furnished by the Customer to the Commission shall cover a period of three years—of 12 calendar months to each year, dating from the day on which power is delivered by the Commission and taken and used by the Customer, and shall cover the equipment as described and set out in Schedule (A) attached hereto and forming part of this agreement.

No

No part, parts, or portion of said equipment as herein set out in said Schedule (A) shall be disposed of or sold by the Customer or removed from the Customer's premises without the written consent of the Commission, and should the sale of such equipment, or any part or portion of same, be made with the said consent of the Commission, the Standard Bank of Canada shall agree to continue the guarantee to the Commission of the amount realized by such sale or disposal for the remaining unexpired portion of the said three years as herein contained.

It is hereby understood and agreed that the title, ownership and right to the possession of the property for which said lien is given, shall remain at the Company's own risk in their works at Durham until the contract covered by the said lien is fully carried out, and in case the Company fail to carry out the said contract, the Commission shall have full power to declare this lien, or any other securities given in connection therewith, due and payable forthwith, and the Commission may take possession of the property without recourse, and hold the same until all moneys remaining unpaid of the sum expended by the Commission in the construction and installation of the equipment and works for the supply of power to the Company, have been fully paid, or sell the said property at public or private sale and the proceeds thereof be applied in the reduction of the amount unpaid and outstanding, or any costs or charges in connection therewith. And the Commission notwithstanding taking such possession or sale, shall have forthwith the right to proceed against the said Company and recover any balance that may be found due thereunder.

11. This agreement shall extend to, be binding upon and enure to the benefit of the successors and assigns of the parties hereto.

In witness whereof the parties hereto have affixed their seals and the hands of their proper officers.

HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

A. BECK, *Chairman.*

(SEAL.)

W. W. POPE, *Secretary.*

THE NATIONAL PORTLAND CEMENT COMPANY, LTD.,

D. JAMIESON, *President.*

(SEAL.)

GILBERT McKECHNIE, *Secretary-Treasurer.*

POWER PLANT EQUIPMENT AT THE NATIONAL PORTLAND CEMENT CO.'S WORKS, DURHAM, ONTARIO.

2—Turner Oil Filters,

Manufactured by M. Turner, Niles, Mich.

(1)—16' x 4' x 4'.

(1)—16' x 6' x 5'.

2—Northey Steam Pump—Duplex,

Now being used as condenser pumps,

Size: 12" x 20" x 18".

1—Northey Steam Pump—Duplex,

10" x 10" x 8".

2—Northey Steam Pumps—Duplex,

7½" x 10" x 4½".

3—Water Tube Boilers,

Manufactured by Heine Safety Boiler Co.,

Toronto, Ontario,

150 flues—18' long, 3½" diameter,
H.P.—600,
Steam pressure—145.

3—Green Link Underfeed mechanical stokers.

2—Cross Compound Engines,
McIntosh & Seymour, Auburn, N.Y.
17" High pressure cylinder,
34" Low pressure cylinder,
36" Stroke,
(Steam pressure—145 lbs.).

2—Westinghouse (Pittsburgh) Generator,
A.C.—25 cycle—450 K.W.—600 volts—
433 amperes—3-phase. Speed, 125 R.P.M.
Serial Nos. 183271—183272.

1—Exciter unit, as follows:—
Robb, Armstrong engine—12" x 11", No. 585.
Simple engines,
Direct connected to—
1—Westinghouse D.C. Generator, 62½ K.W.,
125 volts, 500 amperes, 300 R.P.M.
Serial No. 182599.

POWER PLANT EQUIPMENT AT THE NATIONAL PORTLAND CEMENT CO.'S WORKS, DURHAM, ONTARIO.

1—Exciter Unit, as follows:—
Motor generator set,
A.C. motor, Westinghouse, Type C.
Squirrel cage, 75 H.P.—550 volts—
71.5 amperes, 3-phase, 25 cycle,
480 R.P.M. Serial No. 182588.

D.C. Generator,
Westinghouse Serial No. 182615,
Speed 430 R.P.M., 56½ K.W.,
125 volts, 450 amperes.

2—Generator panels, each equipped as follows:—
1—G.E. non-automatic oil switch,
1—Double pole knife field switch,
1—Generator rheostat control, with
field rheostat separately mounted,
1—Field D.C. ammeter, 150 amp. scale.
1—Generator A.C. ammeter, 600 amp. scale.

1—Exciter panel equipped as follows:—
2—Field rheostat and control for same,
2—2-pole single throw knife switches,
2—D.C. 600 ampere scale ammeters,
1—140 volt D.C. voltmeter.

All piping, valves and steam connections for boilers, engines
and pumps complete used with above equipment.

All equipment now used and attached to boilers and stokers.

All wiring and equipment attached and mounted on the above
switchboard panels.

POWER PLANT EQUIPMENT AT THE NATIONAL PORTLAND
CEMENT CO.'S WORKS, DURHAM, ONTARIO.

- 2—Turner Oil Filters,
Manufactured by M. Turner, Niles, Mich.
(1)—16' x 4' x 4'.
(1)—16' x 6' x 5'.
- 2—Northey Steam Pumps—Duplex,
Now being used as condenser pumps,
Sizes 12" x 20" x 18".
- 1—Northey Steam Pump—Duplex,
10" x 10" x 8".
- 2—Northey Steam Pumps—Duplex,
7½" x 10" x 4½".
- 3—Water Tube Boilers,
Manufactured by Heine Safety Boiler Co.,
Toronto, Ontario,
150 flues—18' long, 3½" diameter,
H.P.—600,
Steam pressure—145.
- 3—Green Link Underfeed mechanical stokers.
- 2—Cross Compound Engines,
McIntosh & Seymour, Auburn, N.Y.

17" High pressure cylinder,
34" Low pressure cylinder,
36" Stroke,
(Steam pressure—145 lbs.).
- 2—Westinghouse (Pittsburgh) Generator,
A.C.—25 cycle—450 K.W.—600 volts—
433 amperes—3-phase. Speed, 125 R.P.M.
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- 1—Exciter unit, as follows:—
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Simple engines,
Direct connected to—
1—Westinghouse D.C. Generator, 62½ K.W.,
125 volts, 500 amperes, 300 R.P.M.
Serial No. 182599.

POWER PLANT EQUIPMENT AT THE NATIONAL PORTLAND
CEMENT CO.'S WORKS, DURHAM, ONTARIO.

- 1—Exciter Unit, as follows:—
Motor generator set,
A.C. motor, Westinghouse, Type C.
Squirrel cage, 75 H.P.—550 volts—
71.5 amperes, 3-phase, 25 cycle,
480 R.P.M. Serial No. 182588.

D.C. Generator,
Westinghouse Serial No. 182615,
Speed 430 R.P.M., 56½ K.W.,
125 volts, 450 amperes.
- 2—Generator panels, each equipped as follows:—
1—G.E. non-automatic oil switch,
1—Double pole knife field switch,
1—Generator rheostat control, with
field rheostat separately mounted,
1—Field D.C. ammeter, 150 amp. scale.
1—Generator A.C. ammeter, 600 amp. scale.

- 1—Exciter panel equipped as follows:—
- 2—Field rheostat and control for same,
- 2—2-pole single throw knife switches,
- 2—D.C. 600 ampere scale ammeters,
- 1—140 volt D.C. voltmeter.

All piping, valves and steam connections for boilers, engines and pumps complete used with above equipment.

All equipment now used and attached to boilers and stokers.

All wiring and equipment attached and mounted on the above switchboard panels.

SCHEDULE "M."

This Indenture made in duplicate the 2nd day of September, in the year of our Lord, nineteen hundred and eighteen (1918),

Between

The Hydro-Electric Power Commission of Ontario, hereinafter called the "Commission," party of the first part;

and

The National Abrasive Company, hereinafter called the "Customer," party of the second part.

Whereas the Commission acting under *The Power Commission Act* and amendments thereto is prepared to enter into an agreement for the supply of electrical power or energy for the purpose of this agreement;

And whereas the Customer has applied to the Commission for a supply of electrical power or energy under the said Act or amendments thereto;

And whereas the Customer is duly incorporated under the laws of Massachusetts and is carrying on business for the manufacture of abrasive materials in the City of Niagara Falls, Ontario, Canada, with Head Office at 5 Dorchester Avenue Extension, Boston, . . . Massachusetts.

Now therefore this Indenture witnesseth:—

That in consideration of the premises and of the agreements of the parties hereto each agree with the other as follows:

1. The Commission agrees:

(a) To reserve for and deliver to the Customer twenty-five hundred (2,500) horsepower of electrical power or energy at the point of delivery hereinafter specified, beginning on or after October fifteenth, 1918, and extending for the period of this agreement;

(b) To reserve for and deliver to the Customer additional twenty-five hundred (2,500) horsepower when the work of building the new Queenston development, which is now being constructed, has been completed and is ready to deliver power;

(c) To use at all times first-class, modern, standard, commercial apparatus and plant and to exercise all due skill and diligence so that the service rendered to the Customer hereunder shall be in accordance with the best commercial standards;

(d)

(d) To deliver commercially continuous twenty-four (24) hour power every day in the year, except as provided for herein, at the point of delivery, herein defined as the entrance bushings of the Customer's substation, located on Stanley Street, Niagara Falls, Ontario, Canada.

2. The Customer agrees:

(a) To use all diligence by every lawful means in his power to prepare for the receipt and use of the power covered by this agreement, so as to be able to receive power on the date herein set forth;

(b) To pay to the Commission for all power used or held in reserve for him in monthly payments in gold coin of the present standard weight and fineness at Toronto under the following schedule or rate based on ten-minute integrated demand and ninety per cent. (90%) minimum power factor as provided for herein:—

Eighteen dollars (\$18.00) per horsepower per year, except as hereinafter provided.

It is understood and agreed, however, that if after the Queenston development has been completed and in operation, should the Commission make contracts with and deliver power to companies or persons similarly situated at Niagara Falls and using power under like conditions to the Customer at a rate less than \$18.00 per horsepower per year, the rate for power supplied to the Customer shall then be so reduced that the rate to the Customer shall not be more than the rate charged from time to time to such companies or persons, but in no event shall the said rate for power supplied be less than cost of supplying same to the Customer by the Commission.

Each month's payments are to be made as though the maximum amount taken during the month were taken for the whole month, save that paragraphs 2 (a) and 2 (g) hereof shall govern the minimum payments;

(c) To purchase power exclusively from the Commission for the term of this agreement, and not to sell or dispose of said power, or any part thereof, directly or indirectly without the written consent of the Commission;

(d) If the Customer during the month takes more than the amount of power ordered and held in reserve for him for ten (10) consecutive minutes the taking of such excess power shall thereafter constitute an obligation on the part of the Customer to pay for, and on the part of the Commission (as long as this greater amount does not exceed the maximum hereunder) to hold in reserve such increased quantity of power in accordance with the terms and conditions of this agreement;

(e) To pay each month to the Commission as a minimum for seventy-five per cent. (75%) of the power held in reserve for the Customer at the rates fixed herein except as provided for in clause 5 (b) hereof.

Where a differential or K.W. hour rate is specified herein and when no kilowatt hours are used during any month, the minima provided for herein shall apply only to the service charge portion of said rate;

(f) At all times to take and use the three-phase power in such a manner that the current will be equally taken from the three phases, and in no case shall the difference between any two phases be greater than five per cent. (5%). If the difference be greater than 5 per cent. the Customer, upon instructions from the Commission, shall so adjust his load as to comply with this requirement;

(g)

(g) At all times so to take and use the three-phase energy that the ratio of the kilowatts to the kilovolt amperes (read simultaneously) is unity, but when this is not possible the Customer shall pay for ninety per cent. (90%) of the maximum kilovolt amperes (considered as true power or kilowatts) when that amount is in excess of the maximum kilowatts taken. The maximum in kilowatts or kilovolt amperes shall be taken as the maximum average or integrated demand over any ten consecutive minutes.

The kilowatts, kilovolt amperes or any other factors or quantities shall be determined directly or indirectly from metering equipment provided for in clauses 4 (a) and 4 (b) hereof and University of Toronto electrical standards shall be used as final reference as to the accuracy of measuring equipment;

(h) Bills shall be rendered by the Commission to the Customer on or before the fifth and paid by the Customer on or before the twentieth of each calendar month.

If any bill remains unpaid for sixty days after the date thereof the Commission may, in addition to all other remedies and without notice, discontinue the supply of power to the Customer until the said bill is paid, and no such discontinuance by the Commission shall relieve the Customer from the performance of the covenants, provisoes, and conditions herein contained.

All payments in arrears shall bear interest at the legal rate;

(i) To use at all times modern, standard, commercial apparatus and plant to be approved by the Commission from time to time, and to so operate and conduct the plant and apparatus as to cause minimum disturbances or fluctuations to the Commission's supply, and to exercise all due skill and diligence so as to secure the satisfactory operation of the plant and apparatus of both the Commission and the Customer;

(j) Should it be expedient or necessary for the Commission, in order to deliver power hereunder, to construct, build or install poles, lines, cables, transformers, switches or other appliances or devices on, over or through the property of the Customer, or on, over or through any other adjoining property, the Customer hereby agrees to supply and arrange for such necessary right-of-way free of cost, and satisfactory to the Commission for the life of this agreement, or renewals thereof, and for thirty (30) days thereafter, so that the Commission may build, install, erect, construct, operate, repair, maintain and remove any of said apparatus or devices belonging to the Commission;

(k) The Customer shall erect a suitable fireproof substation in which shall be located the transformers for receiving power supplied as specified herein; and all necessary switching, protective and measuring equipment approved by the Commission and shall supply, install and operate the electrical equipment therein as instructed by the Commission.

3. The power delivered hereunder shall be alternating, three-phase, having a periodicity of approximately twenty-five cycles per second and a pressure of approximately twelve thousand (12,000) volts between phase wires, subject to normal variations in both frequency and voltage not to exceed five per cent. (5%).

4. (a) Measurement of the power held in reserve or taken by the Customer hereunder shall be made by means of suitable polyphase recording meters provided by the Commission and so arranged as to accurately measure and record the power taken by the Customer.

The greatest average or integrated power demand made by the Customer for any ten (10) consecutive minutes in any month as shown by the aforementioned instruments shall be used as basis of billing and paying for the power taken by the Customer hereunder during said month, but subject at all times to the minimum provided for in clauses 2 (e) and 2 (g) hereof;

(b)

(b) The point of measuring the power covered by this agreement shall be in the Customer's substation on the twelve thousand (12,000) volt side of the Customer's transformers, and the instruments with necessary current and potential transformers for the measurement of power hereunder shall be provided, installed and maintained correct by the Commission.

Records from said meters shall be dated and forwarded promptly by the Customer to the Commission, and such records on file with the Commission shall be available to the Customer for inspection at all reasonable times;

(c) Whenever the said measuring instruments are connected at other than the point of delivery their readings shall be subject to a correction and shall be corrected to give readings such as would be obtained by instruments connected at the point of delivery. Such corrections shall be based upon tests or calculations by the Commission;

(d) Should the point of measurement be located on the premises of the Customer he shall provide a safe and suitable location, to be approved by the Commission, for the installation of the Commission's instruments and transformers, and no rental charge shall be made to the Commission for the location of said instruments or transformers on the Customer's premises;

(e) Access to said instruments and transformers belonging to the Commission shall be free to the Commission at any and all times and the Commission may test, calibrate or remove said measuring instruments and transformers at any reasonable time, but when possible the Customer shall be advised at least three days in advance of the Commission's intention to re-calibrate, remove or change the measuring instruments;

(f) The Customer shall have the right to test any such measuring instruments in the presence of a representative of the Commission by giving to the Commission seven days' previous notice in writing of its desire to test such measuring instruments;

(g) The Commission shall repair or replace and re-test defective meters or measuring equipment within a reasonable time, but during the time there is no meter in service it shall be assumed that the power consumed is the same as for other days of the same month on which a similar load existed;

(h) The Customer shall be responsible for any damage to the property or apparatus furnished by the Commission for the purpose of supplying or measuring power hereunder and installed on the Customer's property, providing such damage originates from a source external to the said apparatus of the Commission, and is not due to defects in the apparatus of the Commission.

5. (a) The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the point of delivery shall constitute the supply of power involved herein and a fulfilment of all the operating obligations hereunder, and when the voltage and the frequency are so maintained the amount of power, its fluctuations, load factor, power factor, distribution as to phases, and all other characteristics and qualities are under the sole control of the Customer, his agents, apparatus, appliances and circuits;

(b) In case the Commission shall at any time or times be prevented from delivering said power or any part thereof by strikes, lockout, riot, fire, invasion, explosion, act of God, the King's enemies, or any other cause or causes reasonably beyond its control, then the Commission shall not be bound to deliver such power during such time and the customer shall not be bound to pay for such power during such time;

(c) The Commission shall be prompt and diligent in removing the cause of such interruption, and as soon as the cause of such interruption is removed the Commission shall, without any delay, deliver the said power as aforesaid, and the Customer shall take and use the same;

(d)

(d) It is further agreed hereby that the Commission shall have the right at reasonable times, and when possible after due notice has been given to the Customer, to discontinue the supply of power to the Customer for the purposes of safeguarding life or property, or for the purpose of making repairs, renewals, or replacements to the lines or apparatus of the Commission, but all such interruptions shall be of a minimum duration and when possible arranged for at a time least objectionable to the Customer;

Such interruptions shall not release the Customer from his obligations to pay for or resume the use of power when service is restored.

6. One or more representatives or engineers of the Commission appointed for this purpose, may, at any reasonable time during the continuance of this agreement, have access to the premises of the Customer for the purpose of inspecting the electrical apparatus, plant or property of the Customer and to make records therefrom as required.

7. It is further mutually agreed that in case of any dispute arising between the parties hereto relative to the fulfilment of any of the terms, provisoes or conditions of this agreement, or as to the method or accuracy of the measurement of power, or any other question which may arise under this agreement, the same shall be promptly referred to arbitration under the *Arbitration Act*, and the finding of said arbitrator or arbitrators shall be final and binding upon both parties hereto.

8. This agreement shall be binding upon both parties hereto upon its execution and extending for a period of twenty (20) years, beginning on the day and date when power is first taken hereunder, and this agreement may be extended for one (1) further term of ten (10) years upon the mutual agreement of both parties hereto made six (6) months before the expiration of this agreement or any extension or renewal period.

9. The Commission shall be entitled at the termination of this agreement or any extension thereof, or within thirty (30) days thereafter, to remove from the Customer's premises any and all plant or equipment which may have been installed by the Commission for the supply or measurement of power hereunder.

10. This agreement shall extend to and be binding upon and enure to the benefit of the successors and assigns of the parties hereto.

In witness whereof the Commission and the Customer have hereunto respectively affixed their corporate seals and the hands of their proper officers.

Signed, sealed and delivered
in the presence of:

(SEAL.)

(SGD.) B. L. SNOW,
to both.

(SEAL.)

WITNESS:

(SGD.) B. L. SNOW.

HYDRO-ELECTRIC POWER
COMMISSION OF ONTARIO.
(SEAL.)

(Sgd.) A. BECK, *Chairman*.
(Sgd.) W. W. POPE, *Secretary*.
(SEAL.)

NATHAN C. HARRISON.
NATIONAL ABRASIVE
COMPANY.
(SEAL.)

NATHAN C. HARRISON,
President.
WM. E. WATERHOUSE,
Clerk and Secretary.

SCHEDULE "N."

This Indenture made in duplicate the 4th day of July in the year of our Lord, Nineteen Hundred and Eighteen,

Between

The Hydro-Electric Power Commission of Ontario, hereinafter called the "Commission," party of the first part,

and

The Department of Education of the Province of Ontario, hereinafter called the "Customer," party of the second part.

Whereas the Commission, acting under *The Power Commission Act*, R.S.O. 1914, chapter 34, has available sufficient electrical power or energy for the purpose of this agreement.

And whereas the Customer has applied to the Commission for a supply of electrical power or energy;

And whereas the Customer is conducting a school for the education of the deaf, in the City of Belleville, Province of Ontario, with head office at Toronto, Ontario;

Now, therefore, this Indenture witnesseth:

That in consideration of the premises and of the agreements of the parties hereto each agrees with the other as follows:

1. The Commission agrees:

(a) To reserve for and deliver to the Customer fifty (50) horsepower of electrical power or energy at the point of delivery, hereinafter specified, on the 1st day of July, 1918, and extending for the period of this agreement;

(b) To reserve for and deliver to the Customer additional horsepower in blocks of twenty-five (25) horsepower each, after the expiration of sixty days' notice in writing, up to a maximum of one hundred (100) horsepower;

(c) To use at all times first-class, modern, standard, commercial apparatus and plant and to exercise all due skill and diligence so that the service rendered to the Customer hereunder shall be satisfactory;

(d) To deliver commercially continuous twenty-four (24) hour power every day in the year, except as provided for herein, at the point of delivery, herein defined as the line entrance on the outside of the wall of the Customer's substation in Belleville, Ontario.

2. The Customer agrees:

(a) To use all diligence by every lawful means in his power to prepare for the receipt and use of the power covered by this agreement, so as to be able to receive power on the date herein set forth;

(b) To pay to the Commission for all power used or held in reserve in monthly payments in gold coin, at Toronto, under the following schedule or rate:—

Service

Service Charge—

Ninety cents (90c.) per month per horsepower of maximum demand,

PLUS

Consumption charges of—

One and twenty-five one-hundredths cents (1.25c.) per K.W.H. for all consumption up to the first 50 hours' monthly use of maximum demand.

One and twenty-five one-hundredths cents (1.25c.) per K.W.H. for the next 50 hours' monthly use of maximum demand;

Fifteen one-hundredths cent (0.15c.) per K.W.H. for all consumption in excess of 100 hours' monthly use of maximum demand;

and each month's payments to be made as though the maximum amount taken during that month had been taken for the whole month, save that paragraph (e) hereof shall govern the minimum.

The amount of power taken or held in reserve under this agreement shall be taken as the maximum average amount of power for any ten consecutive minutes (the 10 minute integrated demand) as shown by meter.

From the gross bill computed as above will be allowed the following discount:

A "prompt payment" discount of ten per cent. (10%) if the bill is paid by the date set forth hereunder.

(c) To take power exclusively from the Commission for the term of this agreement, and not to sell or dispose of said power, or any part thereof, directly or indirectly, without the written consent of the Commission;

(d) If the Customer during any month takes more than the amount of power ordered and held in reserve for him for ten (10) consecutive minutes the taking of such excess power shall thereafter constitute an obligation on the part of the Customer to pay for, and on the part of the Commission, as long as this greater amount does not exceed the maximum hereunder, to hold in reserve such increased quantity of power in accordance with the terms and conditions of this agreement;

(e) To pay each month to the Commission as a minimum for seventy-five per cent. (75%) of the power held in reserve for the Customer at the rates fixed herein, except as provided for in Clause 5 (b) hereof;

(f) At all times to take and use the three-phase power in such a manner that the current will be equally taken from the three phases, and in no case shall the difference between any two phases be greater than ten per cent. (10%);

(g) At all times to so take and use the three-phase power that the ratio of the kilowatts to the kilovolt amperes is a maximum, but in any event the Customer shall pay for at least ninety per cent. (90%) of the maximum kilovolt-amperes considered as true power or kilowatts. The maximum demand in kilovolt-amperes or kilowatts shall be taken as the maximum average or integrated demand over any ten consecutive minutes.

One horsepower is defined as 0.746 kilowatts.

One kilowatt is defined as the product of the instantaneous current, voltage and power factor of the load as shown by a standard polyphase wattmeter and divided by 1,000.

One kilovolt-ampere is defined as the product of the simultaneous average current per phase times the average voltage between phases, times, 1.732 and divided by 1,000.

For the purpose of this agreement, the kilovolt-amperes may be determined either directly by current and voltage measurements or by the Power Factor as may be approved by the Commission.

The Power Factor is defined as kilowatts divided by kilovolt-amperes;

(h) Bills shall be rendered by the Commission to the Customer on or before the fifth day, and paid by the Customer on or before the twenty-fifth day of each calendar month.

If any bill remains unpaid for thirty (30) days after the date thereof the Commission may, in addition to all other remedies, and without notice, discontinue the supply of power to the Customer until the said bill is paid, and no such discontinuance by the Commission shall relieve the Customer from the performance of the covenants, provisions and conditions herein contained.

All payments in arrears shall bear interest at the legal rate;

(i) To use at all times modern, standard, commercial apparatus and plant to be approved by the Commission from time to time and to so operate and conduct the plant and apparatus as to cause minimum disturbance or fluctuations to the Commission's supply and to exercise all due skill and diligence so as to secure the satisfactory operation of the plant and apparatus of both the Commission and the Customer;

(j) Should it be expedient or necessary for the Commission in order to deliver power hereunder, to construct, install or build poles, lines, cables, transformers, switches or other appliances or devices on, over or through the property of the Customer, or on, over or through any other adjoining property, the Customer hereby agrees to supply and arrange for such necessary rights-of-way free of cost and satisfactory to the Commission for the life of this agreement, or renewals thereof, and for thirty (30) days thereafter, so that the Commission may build, erect, construct, operate, repair, maintain and remove any of said apparatus or devices belonging to the Commission;

(k) The Customer shall erect a substation approved by the Commission and shall supply, install and operate the electrical equipment therein as instructed by the Commission.

3. The power delivered hereunder shall be alternating, three phase, having a periodicity of approximately sixty (60) cycles per second and a pressure of approximately two thousand two hundred volts between phase wires, subject to normal variations in both frequency and voltage not to exceed five per cent. (5%).

4. (a) Measurement of the power held in reserve or taken by the Customer hereunder shall be made by means of a standard polyphase integrating-demand watt-hour meter, and other meters as required, so arranged as to accurately measure and record the power taken by the Customer;

(b) The point of measuring the power covered by this agreement shall be as near as possible to the point of delivery, and the instruments, with the necessary current and potential transformers for the measurement of power hereunder, shall be provided, installed and maintained correct by the Commission.

Records from said meters shall be on file with the Commission and shall be available to the Customer for inspection at all reasonable times;

(c) Whenever the said measuring instruments are connected at other than the point of delivery their reading shall be subject to a correction and shall be corrected to give a reading such as would be obtained by instruments connected at the point of delivery. Such correction shall be based upon tests or calculations by the Commission;

(d) Should the point of measurement be located on the premises of the Customer no rental charge shall be made to the Commission for the location of said instruments, transformers or other equipment on the Customer's premises;

(e) Access to said instruments and transformers belonging to the Commission shall be free to the Commission at any and all times, and the Commission may test, calibrate or remove said measuring instruments and transformers at any reasonable time, but when possible the Customer shall be advised at least seven days in advance of the Commission's intention to re-calibrate, remove or change the measuring instruments;

(f) The Customer shall have the right to test any such measuring instruments in the presence of a representative of the Commission by giving to the Commission seven days' previous notice in writing of its desire to test such measuring instruments;

(g) The Commission shall repair or replace and re-test defective meters or measuring equipment within a reasonable time, but during the time there is no meter in service, it shall be assumed that the power consumed is the same as for other days of the same month on which a similar load existed;

(h) The Customer shall be responsible for any damage to the property or apparatus furnished by the Commission for the purpose of supplying or measuring power hereunder and installed on the Customer's property, providing such damage originates from a source external to the said apparatus of the Commission, and is not due to defects in the apparatus of the Commission.

5. (a) The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the point of delivery shall constitute the supply of power involved herein and a fulfilment of all the operating obligations hereunder, and when the voltage and the frequency are so maintained the amount of power, its fluctuations, load factor, power factor, distribution as to phases, and all other characteristics and qualities are under the sole control of the Customer, his agents, apparatus, appliances and circuits;

(b) In case the Commission shall at any time or times be prevented from delivering said power or any part thereof by strikes, lockouts, riot, fire, invasion, explosion, act of God, the King's enemies, or any other cause or causes reasonably beyond its control, then the Commission shall not be bound to deliver such power during such time and the Customer shall not be bound to pay for such power during such time;

(c) The Commission shall be prompt and diligent in removing the cause of such interruption, and as soon as the cause of such interruption is removed the Commission shall, without any delay, deliver the said power as aforesaid, and the Customer shall take and use the same;

(d) It is further agreed hereby that the Commission shall have the right at reasonable times, and when possible after due notice
has

has been given to the Customer, to discontinue the supply of power to the Customer for the purposes of safeguarding life or property, or for the purpose of making repairs, renewals or replacements to the lines or apparatus of the Commission, but all such interruptions shall be of a minimum duration and when possible arranged for at a time least objectionable to the Customer.

Such interruptions shall not release the Customer from his obligations to pay for or resume the use of power when service is restored.

6. A representative or engineer of the Commission appointed for this purpose may, at any reasonable time during the continuance of this agreement, have access to the premises of the Customer for the purpose of inspecting the electrical apparatus, plant or property of the Customer and to take records therefrom as required.

7. It is mutually agreed:

That in case of any dispute arising between the parties hereto relative to the fulfilment of any of the terms, provisos or conditions of this agreement, or as to the method or accuracy of the measurement of power, or any other question which may arise under this agreement, the same shall be promptly referred to arbitration under *The Arbitration Act*, and the finding of said arbitrator or arbitrators shall be final and binding upon both parties thereto.

8. This agreement shall be binding upon both parties hereto for a period of five (5) years, beginning on the day and date when power is first taken hereunder, and this agreement will be considered as being automatically renewed from year to year thereafter, unless notice of cancellation is given by either party hereto to the other one month before the expiration of the first period or any succeeding yearly period.

9. The Commission shall be entitled at the termination of this agreement or any extension thereof, or within thirty (30) days thereafter, to remove from the Customer's premises any and all plant or equipment which may have been installed by the Commission for the supply or measurement of power hereunder.

10. This agreement shall extend to and be binding upon and enure to the benefit of the successors and assigns of the parties hereto respectively.

In witness whereof the parties hereto have affixed their seals and the hands of their proper officers.

Witnesses:

.....

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

(SEAL.) (Sgd.) W. W. POPE,
Secretary.

DEPARTMENT OF EDUCATION OF THE PROVINCE OF
ONTARIO.

(Sgd.) A. H. U. COLQUHOUN,
Deputy Minister of Education.
(SEAL.) (Sgd.) J. R. HUMPHREYS,
Accountant, Dept. of Education.

Approved:

.....

District Manager.

SCHEDULE

SCHEDULE "O."

Memorandum of agreement, made in triplicate this 22nd day of May, A.D., 1918.

Between:

Essex County Light and Power Company, Limited, hereinafter called the "Vendor," of the first part;

The Hydro-Electric Power Commission of Ontario, hereinafter called the "Purchaser," of the Second part;

and

The Detroit Edison Company, of the City of Detroit, in the State of Michigan, one of the United States of America, hereinafter called "The Edison Company," of the third part.

Whereas the Vendor is engaged in the business of producing and distributing in the County of Essex electrical energy for the purpose of light, heat and power and the Vendor has agreed to sell to the Purchaser, the freehold and leasehold lands of the Vendor, together with the plant, machinery, contracts, easements, licenses and agreements hereinafter referred to and its light, heat and power business as aforesaid as a going concern, and

Whereas the Edison Company is the owner of a majority of the capital stock of the Vendor and as such is interested in the making and carrying out of the sale hereinbefore referred to and has undertaken that the Vendor shall carry out the Vendor's obligations hereinafter set forth for the purpose of enabling the Vendor to complete the said sale,

Now this agreement witnesseth as follows:

1. The Vendor shall sell and the Purchaser shall purchase all the property, assets and undertakings of every kind and nature of the Vendor as the same existed on the 31st day of December, 1917, as follows:

(a) The good will of the said business;

(b) All the freehold and leasehold lands, easements and interests in lands owned by the Vendor;

(c) All the plant, machinery, furniture, patents, licenses, stock in trade, stores, goods, chattels, property and effects to which the Vendor is entitled or which are in use by the Vendor or to which the Vendor is entitled in connection with the said business;

(d) The franchises, contracts and engagements of the Vendor, as set out in Schedule "A" hereto attached and forming part of this agreement, all the rights of the Vendor thereunder and the full benefit thereof and all other pending contracts and engagements or existing franchises to which the Vendor is or may be entitled with its said business;

(e) All the other property to which the Vendor is entitled in connection with the said business, except all the Vendor's cash, promissory notes, book accounts and other bills and accounts receivable to which the Vendor is entitled on the 31st. (W.W.P.) day of May (W.W.P.), 1918.

2. From the property hereinbefore described the Vendor excepts and reserves the following properties which are not hereby sold or agreed to be sold to the Purchaser, namely:

(a)

(a) All the real estate owned by the Vendor in the Town of Sandwich;

(b) The substation and substation equipment located in the Town of Sandwich;

(c) The steam turbine plant and condensor equipment, piping and all other equipment, the property of the Vendor, installed in the plant of the Canadian Salt Company, Limited, at Sandwich, Ontario;

(d) The overhead lines connecting the substation of the Vendor with the Vendor's said equipment installed on the property of the Canadian Salt Company, Limited, in Sandwich, Ontario;

(e) The overhead lines connecting the said substation of the Vendor with the steam plant of the Canadian Salt Company, Limited, in their works in the City of Windsor, but where such overhead lines are carried on 22,000-volt pole lines of the Vendor, only the connecting wires above referred to are excluded from the sale and are to remain the property of the Vendor, the poles and 22,000-volt wires becoming the property of the Purchaser;

(f) The stock of wiring material, electric appliances and supplies of any kind or nature handled by the Vendor in its merchandise business in stock at its various offices on the date hereinafter provided for the completion of the purchase. The intent of this provision is that spare parts for substation or line equipment, or material kept in stock for repairs of lines and substations are to be included in the purchase, but material or supplies intended to be sold to customers and which, therefore, would not become additions to the property, are to be excluded from the said purchase.

3. Part of the consideration for the sale shall be two hundred and twenty-six thousand dollars (\$226,000) and shall be paid and satisfied as follows:

(a) The sum of two hundred thousand dollars (\$200,000) by the delivery to the Vendor of the debentures of the Purchaser guaranteed as hereinafter provided for, of the par value of two hundred thousand dollars (\$200,000), bearing the date hereinafter fixed for completion in denominations of one thousand dollars each, or such denominations being multiples of one hundred dollars (\$100) as the Vendor shall in writing require, payable forty years from the date of issue and bearing interest at the rate of four per cent. (4 per cent.) payable half-yearly;

(b) The sum of twenty-six thousand dollars (\$26,000) by the delivery to the Vendor of the debentures of the Purchaser guaranteed as hereinafter provided for, for the sum of twenty-six thousand dollars (\$26,000) bearing the date hereinafter fixed for completion, in denominations of one thousand dollars (\$1,000) each, or such denominations being multiples of one hundred dollars (\$100) as the Vendor shall in writing require, payable ten years from the date thereof and bearing interest at the rate of five per cent. (5 per cent.) payable half-yearly.

4. All of the debentures referred to in section 3 hereof, shall be payable both as to principal and interest at the chief office of the Bank of Montreal, at Toronto, Ontario, and shall be in the words and figures following:

DOMINION OF CANADA.

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

No.	Essex County Light and Power Issue.	No.
0000	Four per cent. Forty Year Gold Debentures.	0000

The Hydro-Electric Power Commission of Ontario (hereinafter called "The Commission,") for value received hereby promises to pay to the bearer, or if registered to the registered holder hereof, on the first (W.W.P.) day of June (W.W.P.) 1958, on presentation and surrender of this debenture, the sum of one thousand dollars (W.W.P.) . . . at the chief office of the Bank of Montreal in Toronto, Canada, with interest thereon until paid, at the rate of four per centum per annum, payable half-yearly on the first (W.W.P.) day of June (W.W.P.) and the first (W.W.P.) day of December (W.W.P.) in each year, on presentation and surrender of the interest coupons hereto annexed as they severally become due; each payment of principal and interest to be made in gold coin of the Dominion of Canada of the present standard of weight and fineness, or it equivalent.

This debenture shall pass by delivery, but may be registered as to principal in the name of holder in a register which shall be kept by the Commission at its office in Toronto, Canada, in which case it can only be transferred by an instrument in writing, signed by the registered holder or his lawful attorney and registered in the said register. A transfer to bearer may subsequently be registered, after which this debenture shall be transferable by delivery alone until again registered in the name of the holder. Notwithstanding registration, interest coupons shall continue payable to bearer.

This debenture is issued under the authority of an Act of the Legislative Assembly of the Province of Ontario, entitled *The Power Commission Act, 1917*, and being chapter 20 of the Statutes of Ontario (1917), passed in the seventh year of the reign of His Majesty King George V.

In witness whereof, the Commission has caused its corporate seal to be hereunto affixed and this debenture to be signed by its chairman and countersigned by its secretary this first (W.W.P.) day of June (W.W.P.), 1918.

.....
Chairman.

.....
Secretary.

And the said debenture shall have attached thereto coupons covering the respective payments of interest, from the date thereof until the maturity of the said debentures, in the words and figures following:

Essex County Light and Power Issue.

The Hydro-Electric Power Commission of Ontario will pay to the bearer on the first (W.W.P.) day of December, 1918, (June), twenty (W.W.P.) dollars, at the chief office of the Bank of Montreal, in Toronto, Canada, such payment to be made in gold coin of the Dominion of Canada, of the present standard of weight and fineness or its equivalent and being the half-yearly interest on debenture No.

Payable on the 1st (W.W.P.) day of June (W.W.P.), 1958.
Coupon No. No.

Dated the 1st (W.W.P.) day of June (W.W.P.), 1918.

(Sgd.) W. W. POPE, Secretary.

The signature of the Chairman of the Purchaser may be written, lithographed or engraved on each of the said debentures and the signature

signature of the Secretary of the Purchaser may be lithographed, printed or engraved on each of the said coupons and such signatures shall for all purposes be deemed to be the signatures of the Chairman and Secretary.

The Purchaser shall take all necessary legal steps to have the payment of said debentures, both principal and interest, guaranteed by the Province of Ontario, according to law, which guarantee shall be in the words and figures following:

GUARANTEE OF THE PROVINCE OF ONTARIO.

By virtue of powers conferred by the Legislature of the Province of Ontario, Canada, the Province of Ontario hereby guarantees to the holder of the within bond for the time being and to the holder for the time being of any of the coupons.

DOMINION OF CANADA THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

No.	Essex County Light and Power issue.	No.
0000	Five per cent ten (W.W.P.) Year Gold Debentures.	0000

The Hydro-Electric Power Commission of Ontario (hereinafter called "The Commission") for value received hereby promises to pay to the bearer, or if registered, to the registered holder thereof, on the 1st day of June, 1928, on presentation and surrender of this debenture, the sum of one thousand dollars, at the chief office of the Bank of Montreal, in Toronto, Canada, with interest thereon until paid, at the rate of four per centum per annum, payable half-yearly on the 1st day of June and the 1st day of December in each year, on presentation and surrender of the interest coupon hereto annexed as they severally become due; each payment of principal and interest to be made in gold coin of the Dominion of Canada of the present standard of weight and fineness, or its equivalent,

This debenture shall pass by delivery, but may be registered as to principal in the name of the holder in a register which shall be kept by the Commission at its office in Toronto, Canada, in which case it can only be transferred by an instrument in writing signed by the registered holder or his lawful attorney and registered in the said register. A transfer to bearer may subsequently be registered, after which this debenture shall be transferable by delivery alone until again registered in the name of the holder. Notwithstanding registration, interest coupons shall continue payable to bearer.

This debenture is issued under the authority of an Act of the Legislative Assembly of the Province of Ontario, entitled *The Power Commission Act*, 1917, and being chapter 20 of the Statutes of Ontario (1917) passed in the seventh year of the reign of His Majesty King George V.

In witness whereof, the Commission has caused its Corporate Seal to be hereunto affixed and this debenture to be signed by its Chairman and countersigned by its Secretary this 1st day of June, 1918.

(Signed)

A. BECK,
Chairman.

(Signed)

W. W. POPE,
Secretary.

And this debenture shall have attached thereto coupons covering the respective payments of interest, from the date thereof until the maturity of the said debenture, in the words and figures following:

Essex County Light and Power issue.

The Hydro-Electric Power Commission of Ontario. (W.W.P.) will pay to the bearer on the first (W.W.P.) day of June (December) twenty-five (W.W.P.) dollars at the chief office of the Bank of Montreal, in Toronto, Canada, such payment to be made in gold coin of the Dominion of Canada of the present standard of weight and fineness or its equivalent, and being the half-yearly interest on Debenture No.

Payable on the 1st (W.W.P.) day of June, 1928. Coupon No.
Dated the 1st (W.W.P.) day of June, 1918. No.

.....
Secretary.

The signature of the Chairman of the Commission may be written, lithographed or engraved on each of the said debentures and the signature of the Secretary of the Commission may be lithographed, printed or engraved on each of the said coupons and such signatures shall for all purposes be deemed to be the signatures of the Chairman and Secretary.

The Commission shall take all necessary legal steps to have the payment of said debentures, both principal and interest, guaranteed by the Province of Ontario, according to law, which guarantee shall be in the words and figures following:

GUARANTEE OF THE PROVINCE OF ONTARIO.

By virtue of powers conferred by the Legislature of the Province of Ontario, Canada, the Province of Ontario hereby guarantees to the holder of the within bond for the time being and to the holder for the time being of any of the coupons attached thereto, due payment of the principal of the within debenture and of the interest thereon, according to the tenor of the said debenture and of the coupons attached thereto.

.....
Assistant Treasurer of Ontario.

5. The assets and undertakings hereby sold are to be free from all liens, charges or incumbrances, but as regards leaseholds subject to the rents and covenants contained in any leases or agreement for leases under which the same are held, and as regards all Municipal Franchises, subject to the obligations therein expressed to be performed or done after the date herein fixed for completion. Should it happen that at the date herein fixed for completion the Vendor is unable to satisfy any liens, charges or incumbrances on the property sold, or any portion thereof, the Vendor agrees that the Purchaser, as a guarantee for the due payment and discharge of such liens, charges or incumbrances, by the Vendor, may retain an amount of the said debentures of the Purchaser equal to (W.W.P.) one hundred and fifty (150) per centum of the principal of said liens, charges or incumbrances, as of the date hereinafter provided for the completion of the purchase, to protect the Purchaser against any loss due to the Vendor not satisfying and discharging any of the said liens, charges or incumbrances as the same become due and payable, together with any interest thereon and any costs, damages or expenses which the Purchaser may be compelled to pay by reasons of the Vendor's default.

6. As the balance of the consideration, the Purchaser shall assume the contracts and agreements of the Vendor in connection with its said business, a list of which is hereto attached as Schedule "A." It being understood, however, that the Purchaser shall assume only such obligations in connection with the said contracts as may be within the power of the Purchaser under *The Power Commission Act of Ontario*, and amendments thereto.

7. The Vendor shall allow the Purchaser the use of the said substation building and equipment therein belonging to the Vendor, located in the Town of Sandwich, Ontario, for one year from the date of completion, or such earlier period of time as the Purchaser requires to change equipment and construct electric transmission lines necessary to supply power to the customers of the Vendor from the electric power supply of the Purchaser. For the use of the said substation and equipment the Purchaser agrees to pay to the Vendor at the rate of fifty dollars (\$50.00) per month, payable monthly, and the Purchaser shall deliver to the said Vendor the said substation and equipment at the expiration of such period of time in as good condition as the said substation and equipment are at the date the Purchaser takes possession of the same under the terms of this agreement, ordinary wear and tear excepted.

8. The Vendor agrees that the Canadian Salt Company, Limited, may operate the steam turbine and auxiliary equipment therewith now in the premises of the Canadian Salt Company, Limited, at Wind-

sor, and also the electric transmission line connecting the said sub-station with the steam plant of the Canadian Salt Company, Limited, at Sandwich, Ontario, during the period mentioned in the last preceding section of this agreement, and may thereby supply such quantity of power to the Purchaser as may be required by the Purchaser, for the service of the district now covered by the operations of the Vendor Company in order to enable the Purchaser to carry on during the period limited in the last preceding section and continue the business and operation of the Vendor Company in the district now served by the Vendor Company; it being the intention of the parties hereto that the Purchaser may thereby obtain from the Canadian Salt Company, Limited, such a supply of power as will enable it to continue the Vendor's business as a going concern.

9. In order to enable the Canadian Salt Company, Limited, to generate and supply power as hereinbefore provided, the Vendor shall allow the Canadian Salt Company, Limited, to use the steam turbine and auxiliary equipment therewith, the property of the Vendor, and also the electric transmission line connecting the sub-station with the steam plant of the Canadian Salt Company, Limited, in Sandwich, Ontario, during the period mentioned in section 7 of this agreement and shall make all necessary arrangements with the Canadian Salt Company, Limited, as to the use of the said steam turbine and auxiliary equipment and transmission line.

10. The Vendor shall also supply to the Canadian Salt Company, Limited, of Windsor, at its plant in the said Town of Sandwich, from time to time, sufficient coal to operate the said steam turbine and auxiliary equipment to produce the necessary power to supply the customers of the Vendor, which are hereby taken over by the Purchaser and to continue the business, of supplying light, heat, and power in the district heretofore covered by the operations of the Vendor, during the period limited in section 7 hereof.

11. The Vendor shall transfer, assign, surrender and give up to the Purchaser the franchises and agreements in Schedule "A" hereto referred to, and the full benefit thereof and all rights of whatever nature enjoyed by the Vendor or to which the Vendor may be entitled under any such franchises, agreements and the right to use and occupy the highways or any portion of the same within the limits of the said County of Essex, in the Province of Ontario, and the right to furnish electric light, heat, power and energy to any inhabitant thereof or to any person, firm or corporation within the said limits of the County of Essex, so as to confer upon the Purchaser the full right and authority to carry on the business of supplying electric light, heat, power or energy as fully and effectually as the Vendor has heretofore carried on the said business within the said County of Essex.

12. The purchase shall be completed at the office of the Hydro-Electric Power Commission of Ontario, 190 University Avenue, Toronto, Ontario, on (W.W.P.) Saturday, the first day of June, 1918 (W.W.P.), when possession of the premises shall as far as practicable be given to the Purchaser, and the Vendor shall execute and deliver to the Purchaser due and proper conveyances, transfers and assignments of all the property and rights hereby sold by the Vendor to the Purchaser, and the consideration shall be paid and satisfied save the retention by the Purchaser of such part of the debentures as may be necessary to secure the due discharge of any liens, charges or incumbrances as hereinbefore provided, and thereafter the Vendor and all necessary parties shall at the expense of the Purchaser execute and do all assurances and things as may be necessary to vest the said premises in the said Purchaser and giving to the Purchaser the full benefit of this agreement as may be reasonably required.

13. And in consideration of the purchase by the Purchaser from the Vendor, as hereinbefore provided, the Edison Company hereby undertakes and agrees that the Vendor shall duly grant, transfer and assign

assign the property, rights and franchises hereby agreed to be sold to the Purchaser and duly and punctually perform all the agreements and obligations hereby undertaken by the Vendor and that in default thereof the Edison Company undertakes to perform and satisfy the same.

14. This agreement shall be binding upon the successors and assigns hereto.

In witness whereof the parties hereto have hereunto caused these presents to be signed by their proper officers in their behalf and their respective corporate seals to be affixed hereto.

ESSEX COUNTY LIGHT AND POWER COMPANY, LIMITED.

Attest:

(SEAL.) (Sgd.) A. C. MARSHALL, *Vice-President*.
(Sgd.) JAMES V. OXFORD, *Secretary*.

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

(SEAL.) (Sgd.) A. BECK, *Chairman*.
(Sgd.) W. W. POPE, *Secretary*.

THE DETROIT EDISON COMPANY.

Attest:

(SEAL.) (Sgd.) LEN DOW, *President*.
(Sgd.) S. C. MUNFORD, *Asst. Secretary*.

SCHEDULE "A."

LIST OF FRANCHISES, AND OTHER AGREEMENTS, TO BE ATTACHED TO
AGREEMENT BETWEEN

Essex County Light & Power Company, Limited,
Hydro-Electric Power Commission of Ontario,
and

The Detroit Edison Company, 1918.

1. Franchise By-law No. 514, of the Township of Anderdon.
2. Franchise By-law No. 455, of the Township of Mersea.
3. Franchise By-law No. 161, of the Township of Colchester South (the Village of Harrow).
4. Franchise By-law No. 388, of the Township of Colchester South;
5. Franchise By-law No. 405, of the Township of Colchester South, amending above By-law No. 388.
6. Assignment by James A. Secord to Robert S. Stewart of certain rights in the Village of Harrow.
7. Franchise By-law No. 871, of the Township of Mersea.
8. Franchise By-law No. 186, of the Township of Colchester South.
9. Franchise By-law No. 571, of the Township of Colchester North.
10. Assignment by the Essex Light & Power Co., Ltd., to the Essex County Light & Power Co., Ltd., of all rights and interests in Franchise By-law No. 424, of the Town of Essex.
11. Assignment by the Kingsville Electric Light Company, Ltd., to the Essex County Light & Power Co., Ltd., of its rights and interests in By-law No. 100 of the Town of Kingsville.
12. Assignment by the Amherstburg Electric Light, Heat & Power Co., Ltd., to the Essex County Light & Power Co., Ltd., of its rights and interests in all By-laws passed by the Town of Amherstburg granting to said Amherstburg Electric Light, Heat & Power Co., Ltd., rights and privileges pertaining to the business of operating an electric light system in said town.
13. Franchise By-law No. 420, of the Township of Gosfield North.

13. Franchise By-law No. 455, of the Township of Sandwich West.
14. Franchise By-law No. 474, of the Township of Sandwich West.
15. Assignment of the Leamington Light & Heat Company, Ltd., to the Essex County Light & Power Co., Ltd., of its rights and interests in By-law No. 414, of the Town of Leamington.
16. Franchise By-law No. 414, of the Town of Leamington.
17. Franchise By-law No. 410, of the Town of Sandwich.
18. Agreement with the Town of Sandwich, provided for in above By-law No. 410.
19. Franchise By-law No. 492, of the Township of Malden; By-law No. 505, amending By-law No. 492, together with the agreement accepting by-laws, assignments, etc.
20. Franchise By-law No. 582, covering additional rights in the Township of Anderdon.
21. Agreement with the Bell Telephone Co. of Canada, for joint use of poles in certain places in the Town of Leamington.
22. Letter regarding joint pole line lead with the Windsor, Essex & Lake Shore Railroad.
23. Lease between Essex County Light & Power Company, Ltd., and Lionel H. Robinson, of a piece of land in the Township of Mersea, near the Town of Leamington, to be used for an out-door sub-station.
24. Agreement between Essex County Light & Power Co., Ltd., and Annie A. Thomas, covering right-of-way in the Town of Kingsville.
25. Agreement between Leamington Light & Heat Company, Ltd., and Forest Conover, covering right-of-way in the Town of Leamington.
26. Agreement between Kingsville Electric Light Co., Ltd., and Hubert Wigle, covering right-of-way across farm of said Hubert Wigle.
27. Agreement between Leamington Light & Heat Company, Ltd., and H. Curtis, covering right-of-way in Leamington.
28. Agreement between the Kingsville Electric Light Co., Ltd., and Lucinda McLean, covering right-of-way in the Town of Kingsville.
29. Agreement between Kingsville Electric Light Co., Ltd., and W. A. Grenville, covering right-of-way in the Town of Kingsville.
30. Agreement between Kingsville Electric Light Co., Ltd., and Alex. Augustine, for right-of-way across farm of said Alex. Augustine.
31. Agreement between Essex County Light & Power Co., Ltd., and Lucinda Augustine and daughters, covering right-of-way in the Township of Gosfield South.

(W.W.P.)

SCHEDULE "P."

This Agreement, dated the 1st day of September, 1918,

Between:

Hydro-Electric Power Commission of Ontario, herein called the "Commission," of the first part,

and

The Wolverton Milling Company, Limited, Wolverton, Ont., herein called the "Customer," of the second part.

Witnesseth:

1. The Commission agrees with the Customer on the 1st day of September, 1918, to deliver or hold in reserve for the Customer's use, for the term or terms hereinafter provided for, seventy-five (75) H.P. of electrical power at the 550 volt building entrance of the Customer's mill load on the Customer's property at Wolverton, in the Township of Blenheim, County of Oxford, Ontario.

2. The Customer agrees with the Commission:

(a)

(a) To take power exclusively from the Commission for the term of five (5) years from the date of this agreement, September 1st, 1918, and not to sell or dispose of said power, or any part thereof, directly or indirectly without the written consent of the Commission;

(b) To pay for such power as may be taken, the accounts to be rendered by the Commission each month, and each month's bill to be on the assumption that the maximum amount of power taken as determined by an integrated peak or highest average for any ten (10) consecutive minutes in that month has been taken for the whole month, and the rate to be forty-three dollars (\$43.00) per electrical horsepower per annum;

(c) To pay each month as a minimum for seventy-five (75) per cent. of the power held in reserve for the Customer at the rate fixed by clause 2 (b), except as provided in clause 3 (d);

(d) When power is first available for the Customer's use, written notice shall be sent, not, however, earlier than September 1st, 1918, and not later than October 1st, 1919, by the Commission to the Customer advising that power is available and delivery subject to clause (c) of this section shall begin within thirty (30) days of the date of this notice;

(e) At all times to take and use the three-phase power in such a manner that the current will be equally taken from the three phases, and in no case shall the difference between any two phases be greater than three (3) per cent. The Customer shall at all times take and use three-phase power in such a manner that the power factor will be as near one hundred (100) per cent. as possible, but whenever it is not possible to take the current at one hundred (100) per cent. power factor and the power factor of the greater amount of power taken for said ten (10) minutes is less than ninety (90) per cent. the Customer shall pay for ninety (90) per cent. of the said power divided by the power factor;

(f) Said power shall be measured at the point of delivery to the Customer. The meter for the measurement of this electric power shall be provided, installed, and kept in repair by the Commission;

The representatives of the Customer shall at all reasonable times have access to the meter records filed with the Commission.

The Commission shall repair or replace and retest a defective meter within a reasonable time; during the time there is no meter in service, it shall be assumed that the power consumed is the same as for the other days of the month on which a similar load existed;

(g) The Commission shall be entitled at the termination of this agreement to remove from the Customer's premises any electrical equipment including meters, transformers, and any equipment of whatsoever kind or nature shall have been installed and paid for by the Commission;

(h) The Customer shall be responsible for any damage to the property furnished by the Commission and installed on his property, which may originate from a source external to this apparatus, that is, all damage not due to defects in the apparatus or of the apparatus;

(i) This agreement shall continue in force after the term herein mentioned from term to term until terminated by a notice in writing given by either party hereto at least one month before the end of the term, or any five-year term thereafter.

3. The Commission agrees with the Customer:—

(a)

(a) If at any time the demands of the Customer for power exceed for ten (10) consecutive minutes the amount held in reserve, or any amount greater than that permissible by the terms of this agreement, the amount held in reserve shall thereafter, with the consent of the Commission, be increased by an amount equal to such excess above the specified or permissible amount held in reserve, and a minimum of seventy-five (75) per cent. of such increased amount shall thereafter be purchased and paid for until a greater amount shall be taken in accordance with the terms of this contract, or by, or on account of, another demand for power above that permissible by the terms of this contract;

(b) Payment shall be made in gold coin of the present standard of weight and fineness, and bills shall be rendered by the Commission on or before the fifth and paid by the Customer on or before the fifteenth of each month. If any bill remains unpaid for fifteen (15) days, the Commission may in addition to all other remedies and without notice, discontinue the supply of such power to the Customer in default until such bill is paid. No such discontinuance shall relieve the Customer in default from the performance of the covenants, provisoes and conditions herein contained. All payments in arrears shall bear interest at the legal rate;

(c) Said power shall be three-phase, alternating at a periodicity of approximately 25 cycles, and at approximately 550 volts, and shall be commercially continuous 24-hour power every day in the year except as provided for hereunder.

The maintenance by the Commission of approximately the agreed voltage, at approximately the agreed frequency at the point of delivery, shall constitute a supply of all power involved herein and the fulfilment of all the operating obligations hereunder, and when the voltage and the frequency are so maintained, the amount of power, its fluctuations, load factor, power factor, distributions as to phases, and all other characteristics and qualities are under the sole control of the Customer, his agents, apparatus, appliances and circuits;

(d) In case the Commission shall at any time or times be prevented from delivering said power, or any part thereof, by strike, lockout, riot, fire, invasion, accident, explosion, act of God or the King's enemies, or any other cause reasonably beyond its control, then the Commission shall not be bound to deliver such power, during such time, and the Customer shall not be bound to pay for such power during such time, but as soon as the cause of such interruption is removed the Commission shall without any delay deliver the said power as aforesaid and the Customer shall take same and the Commission shall be prompt and diligent in removing and overcoming such cause or causes of interruption;

(e) It is agreed that in case any dispute shall arise relating to the question of the performance and fulfilment of any of the terms, provisoes or conditions of this agreement, or as to the method or accuracy of the measurement of the power, or as to any question which may arise under this agreement, the same shall be determined by two independent persons, one to be chosen by each of the parties to such dispute, and such person before proceeding with the reference shall appoint a third arbitrator to act with them, and the decision of the said three arbitrators, or a majority of them, shall be conclusive on both parties except as hereinafter provided, and in case either of the said parties shall neglect or fail to appoint an arbitrator within thirty (30) days after the request in writing by the other party, then the arbitrator appointed by the other party may proceed alone and his award shall be conclusive on both parties except as hereinafter provided. The award shall be made within four (4) months after the appointment of the first

of such arbitrators, and in the event of the two arbitrators appointed as aforesaid being unable or unwilling to agree upon a third arbitrator for two weeks after their appointment, or the appointment of the one of them who was last appointed, then said third arbitrator shall be chosen and appointed by the Chief Justice, for the time being, of the King's Bench Division of the High Court of Justice for the Province of Ontario, or in the event of the said Chief Justice being ill, absent from the Province or otherwise unable or refusing to act, then such third arbitrator shall be appointed by any Judge of the High Court Division of the Supreme Court of Ontario, or any Judge other than a local Judge. It is agreed that there may be an appeal by either party from any decision or award of such arbitrators to the Supreme Court of Ontario in accordance with the provisions of *The Arbitration Act* in that behalf;

(f) This agreement shall extend to, and be binding upon and enure to, the benefit of the successors and assigns of the parties hereto respectively.

4. The Customer shall supply a bond which shall be satisfactory to the Commission for the sum of Fifteen Hundred Dollars (\$1,500.00); this bond to be for the purpose of guaranteeing the Commission against loss on equipment installed to supply power to the Customer under this contract should the Customer fail to fulfil the terms and conditions as set forth in this contract.

Should the Commission be under a loss in supplying power to the Customer by the Company's failure to fulfil the terms and conditions set forth in this contract, the amount of such loss shall be paid for by the Company and shall be according to estimates made by the engineers of the Commission, and should there be any dispute in regard to the settlement of such amount the dispute shall be decided according to the arrangement set forth in paragraph 3 (e) of this contract.

In witness whereof the parties hereto have affixed their seals and the hands of their proper officers.

THE WOLVERTON MILLING COMPANY, LIMITED,

A. WOLVERTON, *President.*

(SEAL.)

J. G. WOLVERTON, *Secretary.*

M. McPHERSON, *Witness.*

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

A. BECK, *Chairman.*

(SEAL.)

W. W. POPE, *Secretary.*

SCHEDULE "Q."

CITY OF LONDON, ENGLAND,

To Wit:

I, the undersigned, Robert Walter Bartlett, the Secretary of The British Empire Trust Company, Limited, of No. 34 Nicholas Lane, Lombard Street, in the City of London, make oath and say:

1. That I was personally present together with Messrs. Norman Scott Russell and Dudley Northall Laurie, two of the Directors of the said British Empire Trust Company, Limited, having its registered office at No. 34 Nicholas Lane aforesaid, and did see the Common Seal of the said Company affixed to the annexed Instrument, and that it was affixed thereto pursuant to a Resolution of the Board
of

of Directors of the said Company and that the Seal thereto affixed is the genuine Common Seal of the said Company.

2. That I personally know the said Norman Scott Russell and Dudley Northall Laurie.

3. That the said Instrument was in all respects duly executed by the said Company at No. 34 Nicholas Lane aforesaid on the thirteenth day of December, One thousand nine hundred and eighteen.

4. That I am the Secretary of the said Company and that my name, address and calling are correctly set forth as above.

5. And that the signature "N. Scott Russell," "D. Northall Laurie," and "R. W. Bartlett," respectively set and subscribed at the foot of the said Instrument are of the respective proper handwriting of the said Norman Scott Russell, Dudley Northall Laurie and of me, this deponent.

(STAMP.)

(Sgd.) R. W. BARTLETT.

Subscribed and sworn by the above named Robert Walter Bartlett at No. 34 Nicholas Lane, Lombard Street, in the City of London, England, this thirteenth day of December, in the year of our Lord One thousand nine hundred and eighteen, before me the undersigned Notary, in testimony whereof I have hereunto set my hand and affixed my seal of office.

(Sgd.) JOHN A. DONNISON,

Notary Public.

Donnison & Son, Notaries.
147, Leadenhall St., London.

This Agreement made this fourteenth day of November, 1918.

Between

The Toronto Suburban Railway Company, hereinafter called the "Vendor," of the first part;

The Hydro-Electric Power Commission of Ontario, hereinafter called the "Purchaser," of the second part;

and

The British Empire Company, Limited, Mortgagees, of the third part.

1. Witnesseth the Vendor has agreed to sell and the Purchaser agreed to buy, for the sum of Fifteen Hundred Dollars (\$1,500.00).

All and singular the electrical distribution system lying in and adjacent to the district known as the Hamlet of Thistletown, in the Township of Etobicoke, County of York, the said distribution system consisting of all nominally 2,200 volt primary lines and all secondary lines on the highways in the said district, including poles, wires, transformers and other apparatus with all service connections, including meters, to the properties of the customers receiving electrical energy from the said lines, all as set forth in the inventory attached hereto, together with any apparatus, services or lines properly belonging to the said distribution system, and which may have been omitted from the said inventory, excepting wires on the

short

short highway (hereinafter called "side street"), running between the Vendor's substation and the Albion Road, a distance of approximately 230 feet, and the street lighting fixtures now on the corner of the said side street and Albion Road, which shall remain the property of the Vendor and which the Vendor shall have the right to maintain so long as the Vendor continues to supply such lighting free of charge. The above description is not intended to include or affect the Vendor's substation at Thistletown, nor any of the wiring, transformers, or equipment used in the operation of the Vendor's railway.

2. The Vendor agrees with the Purchaser—

(a) To remove all wires from the said side street excepting two (2) weatherproof conductors carrying not more than two hundred and fifty (250) volts for supplying free street lighting on the said side street, and to use the said two wires for no other purpose but to give the said free street lighting;

(b) To maintain at the expense of the Vendor the said two wires and street lighting fixtures in good and safe condition and in a position on the poles as requested by the Purchaser, but if the position of the said wires or fixtures is changed at the request of the Purchaser, the change shall be made by the Purchaser without expense to the Vendor, but the fixture shall not be placed in such a position as to lessen the efficiency of the light. The Vendor may, however, remove the said wires and street lighting fixtures and discontinue the street lighting at any time without notice;

(c) Within thirty (30) days after ceasing to give free street lighting to remove the said two wires and street fixtures, or failing to do so, to allow the purchaser to remove the same without notice and at the expense of the Vendor;

(d) To deliver over to the Purchaser with the said distribution system all agreements for electric service between the Vendor and the Customer receiving service from the said system, the Vendor to have the right to collect all accounts for light and power up to the time of the transfer and until they discontinue to supply the consumers;

(e) To deliver over to the Purchaser at the time the Purchaser is prepared to give service the said distribution system free of all claims, liens or other encumbrances;

(f) To assist the Purchaser, at the time the distribution system is taken over, to maintain the service with as little inconvenience as possible to the customers on the system.

3. The Purchaser hereby agrees to continue the contracts for service as per schedule attached, to the discharge of the Vendor in respect thereof.

4. It is further mutually agreed that the Purchaser shall pay the Vendor the full amount of Fifteen Hundred Dollars (\$1,500.00) at the time the agreement is finally executed, and upon such payment, the Vendor shall turn over to the Purchaser the entire plant and business as herein described, which shall not be later than the first day of January, 1919.

5. The British Empire Trust Company, Limited, joins herein for the purpose of releasing and discharging, and it hereby releases and discharges the properties herein agreed to be sold and every part thereof from the mortgage and charge created by an Indenture of Trust made between the Toronto Suburban Railway Company and The British Empire Trust Company, Limited, under date the fifteenth day of July, A.D. 1911.

In witness whereof the parties hereto have herunto set their respective corporate seals.

THE TORONTO SUBURBAN RAILWAY COMPANY.

(Sgd.) WILLIAM MACKENZIE,
President.

(SEAL.)

(Sgd.) GEO. C. ROYCE,
Secretary.

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

(Sgd.) A. BECK, *Chairman.*

(Sgd.) W. W. POPE, *Secretary.*

THE BRITISH EMPIRE TRUST COMPANY, LIMITED.

(Sgd.) N. SCOTT RUSSELL, *Director.*

(Sgd.) D. NORTHALL LAURIE, *Director.*

(Sgd.) R. W. BARTLETT, *Secretary.*

(SEAL.)

Present

(Signed)

JOHN A. DONNISON,
Notary Public.

CITY OF LONDON, ENGLAND,

To Wit:

I, the undersigned, Robert Walter Bartlett, the Secretary of The British Empire Trust Company, Limited, of No. 34, Nicholas Lane, Lombard Street, in the City of London, make oath and say:

1. That I was personally present, together with Messrs. Norman Scott Russell and Dudley Northall Laurie, two of the Directors of the said British Empire Trust Company, Limited, having its registered office at No. 34, Nicholas Lane aforesaid, and did see the Common Seal of the said Company affixed to the annexed Instrument and that it was affixed thereto pursuant to a resolution of the Board of Directors of the said Company and that the Seal thereto affixed is the genuine Common Seal of the said Company.

2. That I personally know the said Norman Scott Russell and Dudley Northall Laurie.

3. That the said Instrument was in all respects duly executed by the said Company at No. 34, Nicholas Lane aforesaid on the thirteenth day of December, One thousand nine hundred and eighteen.

4. That I am the Secretary of the said Company and that my name, address and calling are correctly set forth as above.

5. And that the signature "N. Scott Russell," "D. Northall Laurie," and "R. W. Bartlett," respectively set and subscribed at the foot of the said Instrument are of the respective proper handwriting of the said Norman Scott Russell, Dudley Northall Laurie and of me this deponent.

(STAMP.)

(Sgd.) R. W. BARTLETT.

Subscribed and sworn by the above named Robert Walter Bartlett at No. 34, Nicholas Lane, Lombard Street, in the City of London, England, this thirteenth day of December, in the year of our Lord One thousand nine hundred and eighteen, before me the undersigned Notary in testimony whereof I have herunto set my hand and affixed my seal of office.

(Sgd.) JOHN A. DONNISON,
Notary Public.

(SEAL.)

Donnison & Son, Notaries,
147, Leadenhall St., London.

This

This Agreement made this fourteenth day of November, 1918.

Between

The Toronto Suburban Railway Company, hereinafter called the "Vendor," of the first part;

The Hydro-Electric Power Commission of Ontario, hereinafter called the "Purchaser," of the second part;

and

The British Empire Company, Limited, Mortgagees, of the third part.

1. Witnesseth the Vendor has agreed to sell and the Purchaser agreed to buy, for the sum of Fifteen Hundred Dollars (\$1,500.00)

All and singular the electrical distribution system lying in and adjacent to the district known as the Hamlet of Thistletown, in the Township of Etobicoke, County of York, the said distribution system consisting of all nominally 2,200 volt primary lines and all secondary lines on the highways in the said district, including poles, wires, transformers and other apparatus, with all service connections, including meters, to the properties of the customers receiving electrical energy from the said lines, all as set forth in the inventory attached hereto, together with any apparatus, services or lines properly belonging to the said distribution system, and which may have been omitted from the said inventory, excepting wires on the short highway (hereinafter called "side street"), running between the Vendor's substation and the Albion Road, a distance of approximately 230 feet, and the street lighting fixtures now on the corner of the said side street and Albion Road, which shall remain the property of the Vendor and which the Vendor shall have the right to maintain so long as the Vendor continues to supply such lighting free of charge. The above description is not intended to include or affect the Vendor's substation at Thistletown, nor any of the wiring, transformers, or equipment used in the operation of the Vendor's railway.

2. The Vendor agrees with the Purchaser—

(a) To remove all wires from the said side street excepting two (2) weatherproof conductors carrying not more than two hundred and fifty (250) volts for supplying free street lighting on the said side street, and to use the said two wires for no other purpose but to give the said free street lighting;

(b) To maintain at the expense of the Vendor the said two wires and street lighting fixtures in good and safe condition and in a position on the poles as requested by the Purchaser, but if the position of the said wires or fixtures is changed at the request of the Purchaser, the change shall be made by the Purchaser without expense to the Vendor, but the fixture shall not be placed in such a position as to lessen the efficiency of the light. The Vendor may, however, remove the said wires and street lighting fixtures and discontinue the street lighting at any time without notice;

(c) Within thirty (30) days after ceasing to give free street lighting to remove the said two wires and street fixtures, or failing to do so, to allow the purchaser to remove the same without notice and at the expense of the Vendor;

(d) To deliver over to the Purchaser with the said distribution system all agreements for electric service between the Vendor and the customers receiving service from the said system, the Vendor to have the right to collect all accounts for light and power up to the time of the transfer, and until they discontinue to supply the consumers;

(e) To deliver over to the Purchaser at the time the Purchaser is prepared to give service the said distribution system free of all claims, liens or other encumbrances;

(f) To assist the Purchaser at the time the distribution system is taken over to maintain the service with as little inconvenience as possible to the customers on the System.

3. The Purchaser hereby agrees to continue the contracts for service as per schedule attached, to the discharge of the Vendor in respect thereof.

4. It is further mutually agreed that the Purchaser shall pay the Vendor the full amount of Fifteen Hundred Dollars (\$1,500.00), at the time the agreement is finally executed, and upon such payment, the Vendor shall turn over to the Purchaser the entire plant and business as herein described, which shall not be later than the first day of January, 1919.

5. The British Empire Trust Company, Limited, joins herein for the purpose of releasing and discharging, and it hereby releases and discharges the properties herein agreed to be sold and every part thereof from the mortgage and charge created by an Indenture of Trust made between the Toronto Suburban Railway Company and the British Empire Trust Company, Limited, under date the fifteenth day of July, A.D. 1911.

In witness whereof the parties hereto have hereunto set their respective corporate seals.

THE TORONTO SUBURBAN RAILWAY COMPANY.

(Signed)

(Sgd.) WILLIAM MACKENZIE,
President.

(Sgd.) GEO. C. ROYCE,
Secretary.

(SEAL.)

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

(Sgd.) A. BECK, *Chairman.*

(Sgd.) W. W. POPE, *Secretary.*

THE BRITISH EMPIRE TRUST COMPANY, LIMITED.

(Sgd.) N. SCOTT RUSSELL, *Director.*

(Sgd.) D. NORTHALL LAURIE, *Director.*

(Sgd.) R. W. BARTLETT, *Secretary.*

(SEAL)

Present

(Signed)

JOHN A. DONNISON,
Notary Public.

SCHEDULE "A."

LIST OF FRANCHISES AND OTHER AGREEMENTS TO BE ATTACHED TO
THE AGREEMENT

Between

JAMES BATTLE, OF THOROLD, ONTARIO,

and

HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

..... 1918.

1. St. Lawrence Paper Mills Co., Limited. Date, June 30, 1913.
2. William C. Wilson & Company. Date, March 25, 1914.
3. The Dextrine Company. Date, March 1, 1916.
4. J. A. Constable. Date, May 1, 1916.
5. Pilkington Bros., Limited. Date, August 1, 1913.
6. Thomas Critelli. Date, July 1, 1914.
7. Thompson & Son. Date, November 13, 1913.
8. Gardner & Company. Date, April 1, 1917.
9. Ontario Power Company. Date, October 24, 1910.
10. Ontario Power Company (Supplementary agreement). Date, April 29, 1912.
11. The Ontario Transmission Company, Limited. Date, November 26, 1912.

(Bill of Sale)—JAMES BATTLE, to the ONTARIO TRANSMISSION
COMPANY, LIMITED).INVENTORY OF SUB-STATION AND DISTRIBUTION SYSTEM
OF JAMES BATTLE.*Equipment:*

3 C.C.W. Co. 667 kv-a O.I.S.C. transformers, single phase, 25 cycles.

Switchboard in Thorold Substation to Control:

- 1 3-phase, 12,000 volt, 120 amperes (max) 25 cycle incoming line.
- 1 3-phase, 12,000/2,400 volt, 2,000 kv-a (25% overload) 25 cycle transformer bank.
- 1 3-phase, 2,400 volt, 800 amperes (max) 25 cycle feeder to Crusher Sub-station.

Switchboard in Thorold Sub-station to consist of

- 3 H.T. disconnecting switches and hook.
- 1 3-phase H.T. aluminum cell lightning arrester and three choke coils.
- 1 3-phase incoming line, transformer and feeder panel.
- 1 3-phase L.T. multigap arrester for feeder.
- 1 3-phase L.T. feeder.

Item No. 1:

- 3 S.P.S.T. 15,000 volt, 300 ampere front connected disconnecting switches, mounted inverted on line insulators on steel bases, complete with safety catches.
- 1 4-foot switch hook.

Item No. 2:

- 1 3-phase, delta aluminum cell lightning arrester, for indoor use, on 12,000 volt (max.) circuit, Cat. No. 79586, complete with horn gap disconnecting switches and charging resistance.
- 3 15,000 volt, 200 ampere (hour glass type) choke coils on post insulators mounted on steel bases.

Item No. 3:

- 1 3-phase incoming line transformer and feeder panel capacity 12,000, 2,400 volts, 2,000 kv-a (120/800 amps. max.). Size, 36 in. x 16 in. x 1½ in. on 64-inch pipe supports.

Equipment:

Equipment:

- 1 D.P. Inverse time limit overload relay.
- 1 T.P.S.T. 15,000 volt, 300 ampere, K-12 hand operated automatic oil switch, consisting of 3 S.P. elements for cell mounting with remote control mechanism, single coil transformer trip, hand-operated lever, and cell material (no brick or concrete).
- 2 150 ampere D 21 current transformers.

Item No. 4: (For 2,400 Volt Feeder):

- 1 3-phase delta multigraph graded shunt lightning arrester, for station use, on 2,400 volt circuit.

Item No. 5:

- 1 3-phase incoming line and feeder panel, capacity 2,400 volt, 600 amperes (max.). Size, top section, 48 in. x 24 in. x 2 in.
- 1 T.P.S.T. 2,500 volt, 800 ampere, K-2 automatic oil switch, mounted on back of panel with single coil transformers, trip hand-operated lever.
- 1 D.P. inverse time limit overload relay.
- 2 400/800 ampere, D-20 current transformers.
- 12,000 volt line, originally purchased from O. P. Co. (approximately one mile), No. 3 copper.
- 12,000 volt line, constructed in addition to above (approximately 1,400 ft.) 40 ft. poles with 4 pin cross arms and No. 6 copper circuit.

2,200 Volt Line:

- 8 35 ft. poles erected.
- 7 40 ft. poles erected.
- 50 4 pin cross arms erected, with hardware.
- 650 lbs. No. 4 D.B.W.P. copper wire.
- 750 lbs. No. 6 D.B.W.P. copper wire.

2,200 Volt Service Transformers:

- 6 10 kw. 2,200, 200/100 volt transformers erected.
- 2 7.5 kw. 2,200/220/110 volt transformers erected.
- 2 3 kw. 2,200/220/110 volt transformers erected.
- 1 3-phase integrating meter at Provincial Paper Co., 100 a.
- 1 ditto, at Thorold Municipal Station, 50 a.

Metering equipment at Pilkington Bros. plant, including two potential and two current transformers, 12,000 volts.

Memorandum of agreement, made in triplicate this first day of October, A.D., 1918.

Between:

James Battle, of the Town of Thorold, in the County of Welland, hereinafter called the "Vendor," of the first part;

and

The Hydro-Electric Power Commission of Ontario, hereinafter called the "Commission," of the second part.

Whereas the Vendor is engaged in the business of distributing in the Township of Thorold, and Town of Thorold, County of Welland, electrical energy for the purpose of light, heat and power and the Vendor has agreed to sell to the Commission, the freehold and leasehold lands of the Vendor, together with the plant, machinery, contracts, franchises, easements, licenses and agreements hereinafter referred to and his light, heat and power business as aforesaid as a going concern;

Now this agreement witnesseth as follows:

1. The Vendor shall sell and the Commission shall purchase all the property, assets and undertakings of every kind and nature of the Vendor in connection with his electrical business as the same existed on the seventeenth day of October, 1917, as follows:

(a) The good will of the said business;

(b)

(b) All the freehold and leasehold lands, easements and interests in land owned by the Vendor and used in connection with the said business;

(c) All the plant, machinery, furniture, patents, licenses, franchises, stock-in-trade, stores, goods, chattels, property and effects to which the Vendor is entitled or which are in use by the Vendor or to which the Vendor is in any way interested in connection with the said business;

(d) The franchises, contracts and engagements of the Vendor, as set out in "Schedule A" hereto attached and forming part of this agreement, together with all the rights of the Vendor thereunder and the full benefit thereof and all other pending contracts and engagements or existing franchises to which the Vendor is or may be entitled in connection with his said business;

(e) All the other property of whatsoever nature to which the Vendor is entitled in connection with the said business, except all the Vendor's cash, promissory notes, book obligations and other bills and accounts receivable to which the Vendor is entitled on the first day of December, 1918.

2. From the property hereinbefore described the Vendor excepts and reserves the following properties which are not hereby sold or agreed to be sold to the Commission, namely:

All the bare copper wire, which was obtained by the Vendor in his dealings with the Confederation Construction Company.

3. The consideration for the sale transferred and delivered hereunder shall be One Hundred Thousand Dollars (\$100,000.00) and shall be paid and satisfied as follows:

The said sum of One Hundred Thousand Dollars (\$100,000.00) by the delivery to the Vendor of the debentures of the Purchaser guaranteed as hereinafter provided for, of the par value of One Hundred Thousand Dollars (\$100,000.00) bearing the date hereinafter fixed for completion, in denominations of (\$1,000.00) One Thousand Dollars each, payable forty years from the date of issue and bearing interest at the rate of four per cent. (4 per cent.) payable half-yearly.

4. All the debentures referred to in section three hereof shall be payable both as to principal and interest at the chief office of the Bank of Montreal, at Toronto, Ontario, and shall be in the words and figures following:

DOMINION OF CANADA.

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

No.

James Battle Issue.

No.

Four per cent. Forty Year Gold Debentures.

The Hydro-Electric Power Commission of Ontario, hereinafter called the "Commission," for value received hereby promises to pay to the bearer, or if registered to the registered holder hereof, on the first day of December, 1958, on presentation and surrender of this debenture, the sum of One Thousand Dollars at the chief office of the Bank of Montreal, in Toronto, Canada, with interest thereon until paid, at the rate of four per centum, per annum, payable half-yearly on the first day of June and the first day of December, in each year, on presentation and surrender of the interest coupons hereto annexed as they severally become due; each payment of principal and interest to be made in gold coin of the Dominion of Canada of the present standard of weight and fineness, or its equivalent.

This

This debenture shall pass by delivery, but may be registered as to principal in the name of the holder in a register which shall be kept by the Commission at its office in Toronto, Canada, in which case it can only be transferred by an instrument in writing, signed by the registered holder or his lawful attorney and registered in the said register. A transfer to bearer may subsequently be registered, after which this debenture shall be transferable by delivery alone until again registered in the name of the holder. Notwithstanding registration, interest coupons shall continue payable to bearer.

This debenture is issued under the authority of an Act of the Legislative Assembly of the Province of Ontario, entitled *The Power Commission Act, 1917*, and being Chapter 20, of the Statutes of Ontario (1917), passed in the seventh year of the reign of His Majesty King George V.

In witness whereof, the Commission has caused its corporate seal to be hereunto affixed and this debenture to be signed by its Chairman and countersigned by its Secretary, this first day of December, 1918.

.....
* Chairman
.....
Secretary.

And the said debenture shall have attached thereto coupons covering the respective payments of interest, from the date thereof until the maturity of the said debenture, in the words and figures following:

James Battle Issue.

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

Will pay to the bearer on the day of
\$ dollars at the chief office
of the Bank of Montreal, in Toronto, Canada, such payment to be
made in gold coin of the Dominion of Canada of the present standard
of weight and fineness or its equivalent and being the half year
interest on debenture.

Payable on the day of 1958.
Coupons No. No.
Dated the day of 1918.

.....
Secretary

The signature of the Chairman of the Commission may be written, lithographed or engraved on each of the said debentures and the signature of the Secretary of the Commission may be lithographed, printed or engraved on each of the said coupons and such signatures shall for all purposes be deemed to be the signatures of the Chairman and Secretary.

The Commission shall take all necessary legal steps to have the payment of said debentures, both principal and interest, guaranteed by the Province of Ontario, according to law, which guarantee shall be in the words and figures following:

GUARANTEE OF THE PROVINCE OF ONTARIO.

By virtue of powers conferred by the Legislature of the Province of Ontario, Canada, the Province of Ontario hereby guarantees to the holder of the within bond for the time being and to the holder for the time being of any of the coupons attached thereto, due payment

ment of the principal of the within debenture and of the interest thereon, according to the tenor of the said debenture and of the coupons attached thereto.

.....
Assistant Treasurer of Ontario.

5. The assets and undertakings hereby sold are to be free from all liens, charges or incumbrances, but as regards leaseholds subject to the rents and covenants contained in any leases under which the same are held, and as regards all Municipal Franchises, subject to the obligations therein expressed to be performed or done after the date herein fixed for completion. Should it happen that at the date herein fixed for completion the Vendor is unable to satisfy any liens, charges or incumbrances on the property sold, or any portion thereof, the Vendor agrees that the Commission, as a guarantee for the due payment and discharge for such liens, charges or incumbrances by the Vendor, may retain an amount of the said debentures of the Commission equal to one hundred and fifty (150) per centum. of the principal of said liens, charges or incumbrances as of the date hereinafter provided for the completion of the purchases, to protect the Commission against any loss due to the Vendor not satisfying and discharging any of said liens, charges or incumbrances as the same become due and payable, together with any interest thereon and any costs, damages, or expenses which the Commission may be compelled to pay by reason of the Vendor's default.

6. As the balance of the consideration, the Commission shall assume the contracts and agreements of the Vendor in connection with this said business, a list of which is hereto attached as Schedule "A," it being understood, however, that the Commission shall assume only such obligations in connection with the said contract as may be within the power of the Commission under *The Power Commission Act of Ontario* and amendments thereto.

7. The Vendor shall transfer, assign, surrender and give up to the Commission the franchises and agreements in Schedule "A" hereto referred to, and the full benefit thereof and all rights of whatever nature enjoyed by the Vendor or to which the Vendor may be entitled under any such franchises, agreements and the right to use and occupy highways or any portion of the same within the limits of the said Township of Thorold, in the Province of Ontario, and the right to furnish electric light, heat, power and energy to any inhabitant thereof or to any person, firm or corporation within the said limits of the Township of Thorold, or the Town of Thorold, so as to confer upon the Commission the full right and authority to carry on the business of supplying electric light, heat, power or energy as fully and effectually as the Vendor has heretofore carried on the said business within the said Township of Thorold, and the Town of Thorold.

8. The purchase shall be completed at the office of The Hydro-Electric Power Commission of Ontario, 190 University Avenue, Toronto, Ontario, on the first day of December, 1918, when possession of the premises shall as far as practicable be given to the Commission, and the Vendor shall execute and deliver to the Purchaser, due and proper conveyances, transfers and assignments of all the property and rights hereby sold by the Vendor to the Commission and the consideration shall be paid and satisfied save the retention by the Commission of such part of the debentures as may be necessary to secure the due discharge of any liens, charges or incumbrances as hereinbefore provided and thereafter the Vendor and all necessary parties shall at the expense of the Commission execute and do all assurances and things as may be necessary to vest the said premises in the said Commission and giving to the Purchaser the full benefit of this agreement as may be reasonably required.

This

This agreement shall be binding upon the successors and assigns hereto.

In witness whereof, the parties hereto have hereunto caused these presents to be signed by their proper officers on their behalf and their respective corporate seals to be affixed hereto.

(Sgd.) E. C. SETTELL.

(Sgd.) JAMES BATTLE.

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

(Sgd.) A. BECK, *Chairman*.

(SEAL.)

(Sgd.) W. W. POPE, *Secretary*

SCHEDULE "A."

LIST OF FRANCHISES AND OTHER AGREEMENTS TO BE ATTACHED TO THE AGREEMENT

Between

JAMES BATTLE, OF THOROLD, ONTARIO,

and

HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

..... 1918.

1. St. Lawrence Paper Mills Co., Limited. Date, June 30, 1913.
2. William C. Wilson & Company. Date, March 25, 1914.
3. The Dextrine Company. Date, March 1, 1916.
4. J. A. Constable. Date, May 1, 1916.
5. Pilkington Bros., Limited. Date, August 1, 1913.
6. Thomas Critelli. Date, July 1, 1914.
7. Thompson & Son. Date, Nov. 13, 1913.
8. Gardner & Company. Date, April 1, 1917.
9. Ontario Power Company. Date, October 24, 1910.
10. Ontario Power Company (Supplementary agreement). Date, April 29, 1912.
11. The Ontario Transmission Company, Limited. Date, November 26, 1912.

(Bill of Sale, JAMES BATTLE to the ONTARIO TRANSMISSION COMPANY, LIMITED).

INVENTORY OF SUB-STATION AND DISTRIBUTION SYSTEM OF JAMES BATTLE.

Equipment:

3 C.C.W. Co. 667 kv-a O.I.S.C. transformers, single phase, 25 cycles.

Switchboard in Thorold Substation to control:

- 1 3-phase, 12,000 volt, 120 amperes (max.) 25 cycle incoming line.
- 1 3-phase, 12,000/2,400 volt, 2,000 kv-a (25% overload) 25 cycle transformer bank.
- 1 3-phase, 2,400 volt, 800 amperes (max.) 25 cycle feeder to Crusher Substation.

Switchboard in Thorold Substation, to consist of:

- 3 H.T. disconnecting switches and hook.
- 1 3-phase H.T. aluminum cell lightning arrester and three choke coils.
- 1 3-phase incoming line, transformer and feeder panel.
- 1 3-phase L.T. multigap arrester for feeder.
- 1 3-phase L.T. feeder.

Item

Item No. 1:

- 3 S.P.S.T. 15,000 volt, 300 ampere front connected disconnecting switches, mounted inverted on line insulators on steel bases, complete with safety catches.
- 1 4-ft. switch hook.

Item No. 2:

- 1 3-phase delta aluminum cell lightning arrester, for indoor use, on 12,000 volt (max.) circuit, Cat. No. 79586, complete with horn gap disconnecting switches and charging resistance.
- 3 15,000 volt, 200 ampere (hour glass type) choke coils on post-insulators mounted on steel bases.

Item No. 3:

- 1 3-phase incoming line transformer and feeder panel, capacity 12,000, 2,400 volts, 2,000 kv-a (120/800 amps. max.). Size 36 in. x 16 in. x 1½ in. on 64-inch pipe supports.

Equipment:

- 1 D.P. Inverse time limit overload relay.
- 1 T.P.S.T. 15,000 volt, 300 ampere K-12 hand-operated automatic oil switch, consisting of 3 S.P. elements for cell mounting, with remote control mechanism, single coil transformer trip, hand-operated lever, and cell material (no brick or concrete).
- 2 150-ampere, D 21 current transformers.

Item No. 4:

(For 2,400 Volt Feeder):

- 1 3-phase delta multigap graded shunt lightning arrester for station use, on 2,400 volt circuit.

Item No. 5:

- 1 3-phase incoming line and feeder panel, capacity 2,400 volt, 600 amperes (max.). Size, top section, 48 in. x. 24 in. x 2 in.
- 1 T.P.S.T. 2,500 volt, 800 ampere, K-2 automatic oil switch, mounted on back of panel with single coil transformers, trip hand-operated lever.
- 1 D.P. inverse time limit overload relay.
- 2 400/800 ampere, D-20 current transformers.
- 12,000 volt line, originally purchased from O. P. Co. (approximately one mile No. 3 copper).
- 12,000 volt line constructed in addition to above (approximately 1,400 ft.), 40 ft. poles with 4 pin cross arm and No. 6 copper circuit.

2,200 Volt Line:

- 8 35-ft. poles erected.
- 7 40-ft. poles erected.
- 50 4 pin crossarms erected, with hardware.
- 650 lbs. No. 4 D.B.W.P. copper wire.
- 750 lbs. No. 6 D.B.W.P. copper wire.

2,200 Volt Service Transformers:

- 6 10 kw. 2,200/200/100 volt transformers erected.
- 2 7.5 kw. 2,200/220/110 volt transformers erected.
- 2 3 k. 2,200/220/110 volt transformers erected.
- 1 3-phase integrating meter at Provincial Paper Co., 100 a.
- 1 ditto, at Thorold Municipal Station, 50 a.

Metering equipment at Pilkington Bros. plant, including two potential and two current transformers, 12,000 volts.

MEMORANDUM OF AGREEMENT, made in triplicate this first day of October, A.D. 1918,

Between:

JAMES BATTLE, of the Town of Thorold, in the County of Welland. (hereinafter called the "Vendor")

Of the First Part,

and

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO

(hereinafter called the "Commission")

Of the Second Part.

Whereas the Vendor is engaged in the business of distributing in the Township of Thorold, and Town of Thorold, County of Welland, electrical energy for the purpose of light, heat and power and the Vendor has agreed to sell to the Commission the freehold and leasehold lands of the Vendor, together with the plant, machinery, contracts, franchises, easements, licenses and agreements hereinafter referred to, and his light, heat and power business as aforesaid as a going concern.

Now this agreement witnesseth as follows:—

1. The Vendor shall sell and the Commission shall purchase all the property, assets and undertakings of every kind and nature of the Vendor in connection with his electrical business as the same existed on the 17th day of October, 1917, as follows:

(a) The good will of the said business;

(b) All the freehold and leasehold lands, easements and interests in land owned by the Vendor and used in connection with the said business;

(c) All the plant, machinery, furniture, patents, licenses, franchises, stock-in-trade, stores, goods, chattels, property and effects to which the Vendor is entitled or which are in use by the Vendor or to which the Vendor is in any way interested in connection with the said business;

(d) The franchises, contracts and engagements of the Vendor, as set out in Schedule "A" hereto attached and forming part of this Agreement, together with all the rights of the Vendor thereunder and the full benefit thereof and all other pending contracts and engagements or existing franchises to which the Vendor is or may be entitled in connection with his said business;

(e) All the other property of whatsoever nature to which the Vendor is entitled in connection with the said business, except all the Vendor's cash, promissory notes, book obligations and other bills and accounts receivable to which the Vendor is entitled on the first day of December, 1918.

2. From the property hereinbefore described the Vendor excepts and reserves the following properties which are not hereby sold or agreed to be sold to the Commission, namely:

All the bare copper wire, which was obtained by the Vendor in his dealings with the Confederation Construction Company.

3. The consideration for the sale transferred and delivered hereunder shall be One Hundred Thousand Dollars (\$100,000.00), and shall be paid and satisfied as follows:

The

The said sum of One Hundred Thousand Dollars (\$100,000.00) by the delivery to the Vendor of the debentures of the Purchaser guaranteed as hereinafter provided for, of the par value of One Hundred Thousand Dollars (\$100,000.00) bearing the date hereinafter fixed for completion, in denominations of (\$1,000.00) One Thousand Dollars each, payable forty years from the date of issue and bearing interest at the rate of four per cent. (4 per cent.) payable half-yearly.

4. All the debentures referred to in section 3 hereof shall be payable both as to principal and interest at the Chief Office of the Bank of Montreal at Toronto, Ontario, and shall be in the words and figures following:

DOMINION OF CANADA.

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

No. James Battle Issue. No.

Four Per Cent. Forty Year Gold Debentures.

The Hydro-Electric Power Commission of Ontario (hereinafter called "The Commission") for value received hereby promises to pay to the bearer, or if registered to the registered holder hereof, on the first day of December, 1958, on presentation and surrender of this debenture, the sum of One Thousand Dollars at the Chief Office of the Bank of Montreal, in Toronto, Canada, with interest thereon until paid, at the rate of four per centum per annum, payable half-yearly on the first day of June and the first day of December in each year, on presentation and surrender of the interest coupons hereto annexed as they severally become due: each payment of principal and interest to be made in gold coin of the Dominion of Canada of the present standard of weight and fineness, or its equivalent.

This debenture shall pass by delivery, but may be registered as to principal in the name of the holder in a register which shall be kept by the Commission at its office in Toronto, Canada, in which case it can only be transferred by an instrument in writing signed by the registered holder or his lawful attorney and registered in the said register. A transfer to bearer may subsequently be registered, after which this debenture shall be transferable by delivery alone until again registered in the name of the holder. Notwithstanding registration, interest coupons shall continue payable to bearer.

This debenture is issued under the authority of an Act of the Legislative Assembly of the Province of Ontario, entitled *The Power Commission Act, 1917*, and being Chapter 20 of the Statutes of Ontario (1917), passed in the seventh year of the reign of His Majesty King George V.

In witness whereof, the Commission has caused its Corporate Seal to be hereunto affixed and this debenture to be signed by its Chairman and countersigned by its Secretary this first day of December, 1918.

Secretary.

Chairman.

And the said debenture shall have attached thereto coupons covering the respective payments of interest, from the date thereof until the maturity of the said debenture, in the words and figures following.

James

James Battle Issue.

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

Will pay to the bearer on the _____ day of _____
 \$ _____ Dollars at the Chief Office of the
 Bank of Montreal in Toronto, Canada, such payment to be made in
 gold coin of the Dominion of Canada of the present standard of
 weight and fineness, or its equivalent, and being the half-year
 interest on debenture.

Payable on the _____ day of _____, 1958.

Coupon No. _____ No. _____

Dated the _____ day of _____, 1918.

Secretary.

The signature of the Chairman of the Commission may be written, lithographed or engraved on each of the said debentures, and the signature of the Secretary of the Commission may be lithographed, printed or engraved on each of the said coupons, and such signatures shall for all purposes be deemed to be the signatures of the Chairman and Secretary.

The Commission shall take all necessary legal steps to have the payment of said debentures, both principal and interest, guaranteed by the Province of Ontario, according to law, which guarantee shall be in the words and figures following:

GUARANTEE OF THE PROVINCE OF ONTARIO.

By virtue of powers conferred by the Legislature of the Province of Ontario, Canada, the Province of Ontario hereby guarantees to the holder of the within bond for the time being and to the holder for the time being of any of the coupons attached thereto, due payment of the principal of the within debenture and of the interest thereon, according to the tenor of the said debenture and of the coupons attached thereto.

Assistant Treasurer of Ontario.

5. The assets and undertakings hereby sold are to be free from all liens, charges or incumbrances, but as regards leaseholds subject to the rents and covenants contained in any leases under which the same are held, and as regards all municipal franchises subject to the obligations therein expressed to be performed or done after the date herein fixed for completion. Should it happen that at the date herein fixed for completion the Vendor is unable to satisfy any liens, charges or incumbrances on the property sold, or any portion thereof, the Vendor agrees that the Commission, as a guarantee for the due payment and discharge for such liens, charges or incumbrances by the Vendor, may retain an amount of the said debentures of the Commission equal to one hundred and fifty (150) per centum of the principal of said liens, charges or incumbrances as of the date hereinafter provided for the completion of the purchases, to protect the Commission against any loss due to the Vendor not satisfying and discharging any of said liens, charges or incumbrances as the same become due and payable, together with any interest thereon and any costs, damages, or expenses which the Commission may be compelled to pay by reason of the Vendor's default.

6. As the balance of the consideration, the Commission shall assume the contracts and agreements of the Vendor in connection with this said business, a list of which is hereto attached as Schedule "A." it being understood, however, that the Commission shall assume only such obligations in connection with the said contract as may be within the power of the Commission under *The Power Commission Act of Ontario* and amendments thereto.

7. The Vendor shall transfer, assign, surrender and give up to the Commission the franchises and agreements in Schedule "A" hereto referred to, and the full benefit thereof and all rights of whatever nature enjoyed by the Vendor or to which the Vendor may be entitled under any such franchises, agreements and the right to use and occupy highways or any portion of the same within the limits of the said Township of Thorold, in the Province of Ontario, and the right to furnish electric light, heat, power and energy to any inhabitant thereof or to any person, firm or corporation within the said limits of the Township of Thorold, or the Town of Thorold, so as to confer upon the Commission the full right and authority to carry on the business of supplying electric light, heat, power or energy as fully and effectually as the Vendor has heretofore carried on the said business within the said Township of Thorold and the Town of Thorold.

8. The purchase shall be completed at the office of the Hydro-Electric Power Commission of Ontario, 190 University Avenue, Toronto, Ontario, on the first day of December, 1918, when possession of the premises shall as far as practicable be given to the Commission, and the Vendor shall execute and deliver to the Purchaser, due and proper conveyances, transfers and assignments of all the property and rights hereby sold by the Vendor to the Commission, and the consideration shall be paid and satisfied save the retention by the Commission of such part of the debentures as may be necessary to secure the due discharge of any liens, charges or incumbrances as hereinbefore provided, and thereafter the Vendor and all necessary parties shall at the expense of the Commission execute and do all assurances and things as may be necessary to vest the said premises in the said Commission and giving to the Purchaser the full benefit of this agreement as may be reasonably required.

This agreement shall be binding upon the successors and assigns hereto.

In witness whereof the parties hereto have hereunto caused these presents to be signed by their proper officers on their behalf and their respective Corporate Seals to be affixed hereto.

(Sgd.) E. C. SETTELL.

(Sgd.) JAMES BATTLE.

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

(Sgd.) A. BECK, *Chairman.*

(Sgd.) W. W. POPE, *Secretary.*

SCHEDULE "S."

This Agreement, dated 22nd day of February, 1917,

Between

Hydro-Electric Power Commission of Ontario, herein called the "Commission," of the first part,

and

The Canadian Salt Company, Limited, herein called the "Customer," of the second part.

Witnesseth:

1. The Commission agrees with the Customer on the day of . 1917, to deliver or hold in reserve for the Customer's use, for the term or terms hereinafter provided for, two thousand

thousand (2,000) H.P. of electrical power at the 26,400 volt building entrances of the Customer's substation building located on the Customer's property in the Town of Sandwich, in the Township of Sandwich, West, County of Essex, Ontario.

2. The Customer agrees with the Commission:

(a) To take power exclusively from the Commission for the term of twenty (20) years from the date of this agreement

and not to sell or dispose of said power, or any part thereof, directly or indirectly without the written consent of the Commission;

(b) To pay for such power as may be taken, the accounts to be rendered by the Commission each month, and each month's bill to be on the assumption that the maximum amount of power taken as determined by an integrated peak or highest average for any ten (10) consecutive minutes in that month has been taken for the whole month, and the rate to be Thirty-one Dollars (\$31.00) per electrical horsepower per annum, and in addition thereto the customer shall pay an additional annual charge which shall be equal to twelve per cent. (12%) per annum on the total cost to the Commission of all equipment in place complete and ready for operation which the Commission shall purchase and install to transform and convert the high tension power supplied to approximately two hundred and fifty (250) volts direct current power;

(c) To pay each month as a minimum for seventy-five (75) per cent. of the power held in reserve for the Customer at the rate fixed by paragraph 2 (b) except as provided in paragraph 5 (d);

(d) When power is first available for the Customer's use, written notice shall be sent, not, however, earlier than September 1st, 1917, and not later than December 31st, 1917, by the Commission to the Customer advising that power is available and delivery subject to clause (e) of this section shall begin within thirty (30) days of the date of this notice;

(e) At all times to take and use the three-phase power in such a manner that the current will be equally taken from the three phases, and in no case shall the difference between any two phases be greater than three (3) per cent. The Customer shall at all times take and use three-phase power in such a manner that the power factor will be as near one hundred (100) per cent., as possible, but whenever it is not possible to take the current at one hundred (100) per cent. power factor and the power factor of the greater amount of power taken for said ten (10) minutes is less than ninety (90) per cent., the Customer shall pay for ninety (90) per cent. of the said power divided by the power factor;

(f) Said power shall be measured at the point of delivery to the Customer. The meters for the measurement of this electric power shall be provided, installed, and kept in repair by the Commission. The Customer shall have the right to witness tests on any such meters at any time on giving thirty (30) days' notice in writing of his desire to do so to the Commission.

The representatives of the Customer shall at all reasonable times have access to the meter records filed with the Commission.

The meters with their series and potential transformers may be connected to the high tension side or low tension side of the Commission's transformers, or some connected to one side and some connected to the other, as the Commission may elect. Whenever
connected

connected at other than the point of delivery their readings shall be subject to a correction and shall be corrected to give a reading such as would be obtained by instruments connected at that point. Such corrections shall be based upon tests made upon the step-down transformers and transmission line by the Commission, or on other tests upon them acceptable to the Commission as to efficiency, regulation, or any other constant of the transformers and transmission lines necessary for said correction. Such tests, when made by the Commission, are to be in the presence of the representative or representatives of the Customer, if so desired.

The Commission shall repair or replace and retest a defective meter within a reasonable time; during the time there is no meter in service, it shall be assumed that the power consumed is the same as for the other days of the month on which a similar load existed;

(g) The Customer shall also provide the right-of-way selected by the Commission for the transmission line across the property owned by the Customer and keep the same clear of all buildings, trees, brush, etc., for a distance of one rod on either side of the transmission line during the continuance of this contract;

(h) The Commission shall be entitled at the termination of this agreement to remove from the Customer's premises any electrical equipment, including meters, transformers, and all electric machines and any equipment of whatsoever kind or nature which shall have been installed and paid for by the Commission;

(i) The Customer shall be responsible for any damage to the property furnished by the Commission and installed on his property, which may originate from a source external to this apparatus, that is, all damage not due to defects in the apparatus or of the apparatus;

(j) The Customer shall erect a substation building according to plans supplied and approved by the Commission and shall operate the electrical equipment installed by the Commission at the Customer's expense in the same manner as instructed by the Commission. The Customer shall be responsible for the proper inspection, operation and ordinary maintenance of all the station equipment and apparatus installed by the Commission.

3. The Commission agrees with the Customer:

To purchase and install in the Customer's substation building the necessary high tension transformers and switching equipment, and also two (2) rotary converter sets of two thousand (2,000) kilowatt capacity each, together with the necessary rotary converter transformer and switching equipment in connection therewith.

4. It is further agreed that the Customer shall supply, according to plans to be supplied and approved by the Commission, all foundations and other alterations or extensions to substation or power plant buildings of the Company necessary in connection with the installation of equipment as set out in clause three (3) of this agreement.

5. It is further agreed:

(a) If at any time the demands of the Customer for power exceed for ten (10) consecutive minutes the amount held in reserve, or any amount greater than that permissible by the terms of this agreement, the amount held in reserve shall thereafter, with the consent of the Commission, be increased by an amount equal to such excess above the specified or permissible amount held in reserve, and a minimum of seventy-five (75) per cent. of such increased

creased amount shall thereafter be purchased and paid for until a greater amount shall be taken in accordance with the terms of this contract, or by, or on account of, another demand for power above that permissible by the terms of this contract;

(b) Payment shall be made in gold coin of the present standard of weight and fineness, and bills shall be rendered by the Commission on or before the fifth and paid by the Customer on or before the fifteenth of each month. If any bill remains unpaid for fifteen (15) days, the Commission may in addition to all other remedies and without notice, discontinue the supply of such power to the Customer in default until such bill is paid. No such discontinuance shall relieve the Customer in default from the performance of the covenants, provisos and conditions herein contained. All payments in arrears shall bear interest at the legal rate;

(c) Said power shall be three-phase, alternating at a periodicity of approximately 25 cycles, and at approximately 26,400 volts, and shall be commercially continuous 24-hour power every day in the year except as provided for hereunder.

The maintenance by the Commission of approximately the agreed voltage, at approximately the agreed frequency at the point of delivery, shall constitute a supply of all power involved herein and the fulfilment of all the operating obligations hereunder, and when the voltage and the frequency are so maintained, the amount of power, its fluctuations, load factor, power factor, distributions as to phases, and all other characteristics and qualities are under the sole control of the Customer, his agents, apparatus, appliances and circuits;

(d) In case the Commission shall at any time or times be prevented from delivering said power, or any part thereof, by strike, lock-out, riot, fire, invasion, accident, explosion, act of God or the King's enemies, or any other cause reasonably beyond its control, then the Commission shall not be bound to deliver such power, during such time, and the Customer shall not be bound to pay for such power during such time, but as soon as the cause of such interruption is removed the Commission shall without any delay deliver the said power as aforesaid and the Customer shall take same and the Commission shall be prompt and diligent in removing and overcoming such cause or causes of interruption;

(e) The payment of the annual charge of twelve (12) per cent. on the amount expended by the Commission in connection with equipment to supply the Company with power as set out in paragraph 2 (b) shall not be affected by the terms set forth in paragraph 3 (d); this amount shall be paid in twelve equal monthly payments and such amounts shall be billed to the Company by the Commission with the regular monthly power bills, according to terms set forth in paragraph 2 (b) of this agreement;

(f) The Customer shall select and use transformers and apparatus suitable to receive the electric power produced by the apparatus of the Commission. The Customer's transmitting, transforming, translating and wherever possible all other apparatus and devices upon its circuits, shall be first-class, modern, standard design and construction in commercial use and shall be operated and maintained with special reference to securing high efficiency and good operation, not only of the Commission's apparatus and transmission system, but also of the apparatus of the Customer when receiving power from the Commission; and the Customer shall install upon and equip its circuits with such approved protective devices as are in commercial use and operate its circuits in such a manner as will to the then greatest extent protect the apparatus and circuits from lightning, short circuiting and otherwise; all apparatus, machinery and wiring to be approved of by the Commission;

(g)

(g) It is agreed that in case any dispute shall arise relating to the question of the performance and fulfilment of any of the terms, provisos or conditions of this agreement, or as to the method or accuracy of the measurement of the power, or as to any question which may arise under this agreement, the same shall be determined by two independent persons, one to be chosen by each of the parties to such dispute, and such persons before proceeding with the reference shall appoint a third arbitrator to act with them, and the decision of the said three arbitrators, or a majority of them, shall be conclusive on both parties except as hereinafter provided, and in case either of the said parties shall neglect or fail to appoint an arbitrator within thirty (30) days after the request in writing by the other party, then the arbitrator appointed by the other party may proceed alone and his award shall be conclusive on both parties except as hereinafter provided. The award shall be made within four (4) months after the appointment of the first of such arbitrators, and in the event of the two arbitrators appointed as aforesaid being unable or unwilling to agree upon a third arbitrator for two weeks after their appointment, or the appointment of the one of them who was last appointed, then said third arbitrator shall be chosen and appointed by the Chief Justice, for the time being, of the King's Bench Division of the High Court of Justice for the Province of Ontario, or in the event of the said Chief Justice being ill, absent from the Province or otherwise unable or refusing to act, then such third arbitrator shall be appointed by any Judge of the High Court Division of the Supreme Court of Ontario, or any Judge other than a local Judge. It is agreed that there may be an appeal by either party from any decision or award of such arbitrators to the Supreme Court of Ontario in accordance with the provisions of the *Arbitration Act* in that behalf;

(h) This agreement shall extend to, and be binding upon and enure to the benefit of the successors and assigns of the parties hereto respectively.

6. The Customer shall supply a bond which shall be satisfactory to the Commission for the sum of Fifty Thousand Dollars (\$50,000); this bond to be for the purpose of guaranteeing the Commission against loss on equipment installed to supply power to the Customer under this contract should the Customer fail to fulfil the terms and conditions as set forth in this contract.

Should the Commission be under a loss in supplying power to the Customer by the Company's failure to fulfil the terms and conditions set forth in this contract, the amount of such loss shall be paid for by the Company and shall be according to estimates made by the engineers of the Commission, and should there be any dispute in regard to the settlement of such amount the dispute shall be decided according to the arrangement set forth in paragraph 5 (g) of this contract.

In witness whereof the parties hereto have affixed their seals and the hands of their proper officers.

THE CANADIAN SALT COMPANY, LIMITED.

JESSIE HARVEY (Witness).

ERNEST E. HENDERSON, *President*.

.....
Secretary.

CHAPTER

CHAPTER 17.

An Act to amend The Provincial Highway Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title. **1.** This Act may be cited as *The Provincial Highway Amendment Act, 1919.*

7 Geo. V., c. 16, s. 9, amended. **2.** Section 9 of *The Provincial Highway Act* is amended by adding the following thereto:

filling "land plan" on taking land.

(2) When land is to be or has been purchased or acquired by the Minister under any of the powers conferred by this Act, along or adjacent to or in the vicinity of a Provincial Highway, the lands so acquired may be shown on a plan of the highway marked "Land Plan," signed by the Minister or by the Deputy Minister and deposited in the proper Registry Office, and such plan shall be of full effect in establishing the ownership of such lands by Ontario under any of the provisions of this Act or of *The Ontario Public Works Act*.

Amendment of land plan.

(3) A "Land Plan" deposited in any Registry Office as in the next preceding subsection provided may be amended upon the authority of the Minister or Deputy Minister from time to time, or another plan may be substituted therefor upon like authority, for the purpose of showing additional lands purchased or acquired, or for the purpose of indicating thereon lands sold or disposed of by the Minister.

7 Geo. V., c. 16, s. 12, subs. 8 amended.

3. Subsection 8 of section 12 of *The Provincial Highway Act* is amended by striking out the words "where at the time of being assumed as a Provincial Highway any road is a county road maintained or repaired by the corporation of a county" in the first, second and third lines thereof, and by inserting the words "in whole or in part" after the word "apportioned" in the sixth line thereof and such

such amendment shall be deemed to have been in force and to have taken effect as from the first day of January, 1918.

4. Section 16 of *The Provincial Highway Act* is amended^{7 Geo. V., c. 16, s. 16 amended.} by adding thereto the following:

- (3) While the construction, repair or improvement of a Provincial Highway or any work authorized by this Act is in progress on a Provincial Highway, the Department may provide and keep in repair a reasonable alternative route or routes for traffic, including a municipal highway, or may enter into an agreement with the council of any municipality, or may make a grant to any municipality for that purpose, and any expenditure or grant under this section shall be apportioned as a part of the cost of the work in progress on the Provincial Highway by reason of which the alternative route is necessary.

5. Section 21 of *The Provincial Highway Act* is amended^{7 Geo. V., c. 16, s. 21, amended.} by adding the following subsections thereto:

- (4) No person, corporation or commission shall injure, destroy, cut or prune any tree within the limits of a Provincial Highway without the consent of the Department first had and obtained, and any sums received in compensation for trees so injured, destroyed, cut or pruned, shall be payable to the Department.

- (b) The Minister may agree with the owners or occupants of property adjoining a provincial highway, with respect to the moving, removal or construction of a wire or other type of fence along any provincial highway, and may make compensation therefor.

6. Section 24 of *The Provincial Highway Act* is amended^{7 Geo. V., c. 16, s. 24, amended.} by adding the following thereto:

- (2) A municipality shall not close or divert any road or road allowance entering or touching upon or giving access to a Provincial Highway without the consent of the Lieutenant-Governor in Council upon the report of the Minister.

7. Section 26 of *The Provincial Highway Act* is amended^{7 Geo. V., c. 16, s. 26 amended.} by adding the following thereto:

Application
of fines.

- (3) Notwithstanding anything in any other Act contained, all fines and penalties recovered for offences committed on any Provincial Highway under this Act, *The Motor Vehicles Act*, or *The Load of Vehicles Act*, and the fees to which any constable acting thereunder is entitled shall, when collected, belong to and be paid to the Department.

7 Geo. V., c.
16.
amended.

8. *The Provincial Highway Act* is amended by adding thereto the following section:

Agreements
as to appli-
cation of
provincial
subsidies.

37. The Lieutenant-Governor in Council may enter into an agreement with the Governor in Council, or with any member of His Majesty's Privy Council for Canada acting for and on behalf of the Governor in Council, for the application to the cost of any work under this Act, of such subsidy or subsidies, or any part of such subsidy or subsidies as may be appropriated for highway improvement by the Parliament of Canada, and the Minister may vary the proportionate amounts to be paid by Ontario and by municipalities under this Act, by reason of such subsidy or subsidies, and may vary the conditions under which payment shall be made for construction, repair or maintenance, in consequence of such agreement.

CHAPTER 18.

An Act to amend The Highway Improvement Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Highway Improvement Amendment Act, 1919.* Short title.

2. The sum of \$5,000,000 is hereby set apart out of the ^{\$5,000,000} Consolidated Revenue Fund to aid in the improvement of ^{set apart} public highways, the said sum to be in addition to any sum ^{for highway} heretofore set apart for the like purpose, and shall be applied ^{improve-} as provided by *The Highway Improvement Act* and amendments thereto, and subject to the same terms and conditions as the sum set apart by that Act, and shall also be applied as provided by *The Ontario Highways Act*, and *The Provincial Highway Act*.

3. Section 3 of *The Highway Improvement Act* ^{as s Geo. V,} amended by section 4 of *The Highway Improvement Act*, ^{c. 14, s. 4,} 1916, and section 4 of *The Highway Improvement Act*, 1918, is further amended by striking out the figures “\$4,000,000” and substituting therefor, the figures “\$9,000,000.”

4. Subsection 2 of section 4 of *The Highway Improve-* ^{Rev. Stat.,} *ment Act* is amended by inserting after the word “purchase,” ^{c. 40, s. 4,} in the second line the words “or expropriation.” ^{subs. 2,} ^{amended.}

5. Section 5 of *The Highway Improvement Act* is ^{Rev. Stat.,} amended by adding the following thereto: ^{c. 40, s. 5,} ^{amended.}

- (6) When no roads or streets as defined in subsection ^{Expenditure} 3 remain to be improved or when no such roads ^{of surplus} or streets exist within the limits of a town, ^{of grants.} grants made under subsection 1 may be expended upon such other streets or roads or portions thereof as the Minister may approve.

Rev. Stat.,
c. 40, s. 11,
amended.

When
assent of
electors not
required.

Rev. Stat.,
c. 40, s. 11,
amended.

Where two
county
councillors
representing
same
municipality
differ.

Rev. Stat.,
c. 40, s. 18,
subs. 4,
amended.

Rev. Stat.,
c. 40, s. 25,
amended.

6 Geo. V.
c. 14, s. 6,
amended.
By-law
as to part
of country.

6. Section 11 of *The Highway Improvement Act* is amended by striking out the words "the authority" in the first line thereof and substituting the words "section 4," and by inserting after the word "council" in the third line thereof the words "present and voting thereon."

7. Section 11 of *The Highway Improvement Act* is amended by adding thereto the following:

- (2) When two or more members of a county council represent one local municipality and do not vote in the same manner for or against a by-law passed under section 4 of this Act, the equalized assessment of such municipality shall be proportionately divided in ascertaining the amount of the equalized assessment represented by members of the county council assenting to such by-law.

8. Subsection 4 of section 18 of *The Highway Improvement Act* is amended by striking out the word "Act" in the second line thereof and substituting therefor the word "section."

9. Section 25 of *The Highway Improvement Act* is amended by inserting after the word "highway" in the first line thereof the words "or toll road," and by inserting after the word "is" in the second line thereof the words "or is to be assumed purchased, expropriated."

10. Subsection 1 of section 26a of *The Highway Improvement Act*, as enacted by section 6 of *The Highway Improvement Act, 1916*, is amended by striking out the word "four" in the fifth line thereof, and by substituting therefor the word "two."

CHAPTER 19.

An Act to amend The Ontario Highways Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Ontario Highways* Short title.
Amendment Act, 1919.

2. Subsection 2 of section 7 of *The Ontario Highways* 7 Geo. V, c. 18, s. 2, subs. 2, repealed.
Act as enacted by 7 George V, chapter 18, section 2, is repealed and the following inserted in lieu thereof:

(2) When any work of the Department is carried on Designation of elsewhere than at the seat of Government, the appropriation to which salary is chargeable. Minister may appoint such officers, clerks, servants and labourers as he may deem necessary, and may fix their salaries or other remuneration and give directions as to the appropriation against which the same shall be charged, and such salary or other remuneration shall be payable out of such appropriation accordingly.

3. Subsection 1 of section 10 of *The Ontario Highways* 5 Geo. V, c. 17, s. 10, subs. 1, amended.
Act, 1915, is amended by striking out the word "twenty" in the ninth line and substituting therefor the word "forty."

4. Subsection 1 of section 11 of *The Ontario Highways* 5 Geo. V, c. 17, s. 11, subs. (1), amended.
Act, 1915, is amended by striking out the word "three" in the last line and inserting the word "six" in lieu thereof.

5. Subsection 1 of section 16 of *The Ontario Highways* 5 Geo. V, c. 17, s. 16, subs. (1), amended.
Act, 1915, is amended by striking out the words "but the total amount to be contributed by the Province shall not exceed \$4,000 per mile of road within the suburban area," in the fifth, sixth and seventh lines thereof, and by striking out the article or word "a" in the ninth line and inserting in lieu thereof the words "an annual."

7 Geo. V. c.
17, s. 16
amended.

6. Section 16 of *The Ontario Highways Act* is amended by adding the following thereto:

Designating
suburban
road as
Provincial
County road.

(4) Any suburban road or portion thereof may be designated a "Provincial County Road" in pursuance of section 28 of *The Highway Improvement Act*, and when so designated expenditure thereon for construction and for maintenance and repair shall be borne by the county, city or town and the Province in the proportions of twenty per cent. by the county, twenty per cent. by the city or town, and sixty per cent. by the Province.

5 Geo. V. c.
17, s. 28,
subs. (1),
amended.

7. Subsection 1 of section 28 of *The Ontario Highways Act, 1915*, is amended by striking out the words "and in no case exceeding \$4,000 per mile" in the fourth line thereof, and such amendment shall be deemed to have been in force and to have taken effect as from the first day of January, 1918.

5 Geo. V.
c. 17, s. 37,
subs. (1a),
repealed.

8. Subsection 1a of section 37 of *The Ontario Highways Act, 1915*, is amended by adding after the word, "from" in the fourth line the words "any Provincial Highway or."

5 Geo. V.
c. 17,
amended.

9. *The Ontario Highways Act, 1915*, is amended by adding thereto the following sections:

Special
instruction
in respect
to highways.

37a. The Minister of Public Works and Highways may arrange for special instruction or publicity in respect to highway improvement, and the cost of such service, including travelling and other expenses incidental thereto, or such part thereof as the Minister may approve, shall be payable out of any funds appropriated by this Legislature for the special instruction of superintendents.

Excavated
material
from drains
constructed
under
Drainage
Acts.

37b. Notwithstanding the provisions of any other Act, no earth, debris, or excavated material from a drain constructed, improved or repaired under the provisions of *The Municipal Drainage Act* or *The Ditches and Watercourses Act*, shall be deposited within the travelled portion of any township road or within the limits of any county road or main road or Provincial highway without express permission in writing so to do from the council, board of trustees, or Department responsible for the maintenance of such road or highway.

- 37c.—(1) The council of a local municipality may construct a sidewalk on a county road, Provincial highway or a road or highway under the control of a board, special commission or other authority, but no such work shall be undertaken without the consent in writing first had and obtained of the county council, Department of Public Highways, board, special commission or other authority having control of the said road or highway. Local municipalities may construct sidewalks.
- (2) The cost of any sidewalk constructed on a county road, Provincial highway, or a road or highway under the control of a board, special commission or other authority, may be met out of the general funds of the local municipality, or out of funds of the authority having control of the said road or highway, or the work may be undertaken as a local improvement to which the provisions of *The Local Improvement Act* shall apply. How cost provided.
- (3) A local municipality when constructing a sidewalk on a road or highway under the provisions of this section shall conform to any requirements, regulations or conditions imposed by the authority responsible for or having control of the said road or highway, and shall be responsible for any injury or damage arising from the construction or presence of such walk on the road or highway. Local municipality to conform to regulations and be responsible for damages.

CHAPTER 20.

An Act to amend The Toronto and Hamilton Highway Commission Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

5 Geo. V.
c. 18, s. 18,
subs. 9,
amended.

1. Subsection 9 of section 18 of *The Toronto and Hamilton Highway Commission Act*, as enacted by 6 Geo. V, c. 16, s. 5, and amended by 8 Geo. V, c. 18, s. 10, is further amended by striking out all the words after the word "roadway" in the fifth line and inserting in lieu thereof the following words, "including the shares to be borne both by the Province of Ontario and by the municipal corporations or any of them of the cost of—

- (a) Acquiring by purchase or expropriation any land, rights or easements;
- (b) Moving the tracks of any electric railway or street railway;
- (c) The replacement, reconstruction, enlargement or alteration of bridges as provided by section 11, and the approaches thereto;

and also including the cost of constructing any work under an agreement made in pursuance of section 24 and for all sums borrowed may from time to time issue debentures."

5 Geo. V.
c. 18, s. 19,
amended.

2. Section 19 of *The Toronto and Hamilton Highway Commission Act*, as enacted by 6 Geo. V, c. 16, s. 6, and amended by 7 Geo. V, c. 19, s. 9, and by 8 Geo. V, c. 18, s. 11, is further amended by adding the following as subsection (8a):

Sums payable out of fund for improvement of highways.

- (8a) The Lieutenant-Governor in Council may direct that any sum payable by the Commission as its share of the cost of moving the tracks of any

street

street railway or electric railway and of grading and other work incidental to or made necessary by such removal or of the cost of constructing, replacing, reconstructing, enlarging or altering any bridge upon the roadway, or of the cost of construction of an entrance to the City of Hamilton or any sum payable by the Commission under any order of the Ontario Railway and Municipal Board shall be paid out of the funds appropriated for the improvement of public highways by section 3 of *The Highway Improvement Act*.

3. Subsection 3 of section 24 of *The Toronto and Hamilton Highway Commission Act* is amended by striking out all the words therein after the word "commission" in the fourth line.

5 Geo. V,
c. 18, s. 24,
subs. 3,
amended.

4. Section 21 of *The Toronto and Hamilton Highway Commission Act*, as amended by 8 Geo. V, c. 18, sections 12 and 13, is further amended by adding the following as subsection 3:—

5 Geo. V,
c. 18, s. 21,
amended.

- (3) Where the work is the widening of the highway as provided by subsection 3 of section 9, or the replacement, reconstruction, enlargement or alteration of any bridge as provided by subsection 1 of section 11, the municipal corporation liable may issue debentures payable in not more than forty years from the date thereof for the purpose of providing for the cost and the interest thereon, and any such by-law shall be in accordance with the provisions of *The Municipal Act* or *The Local Improvement Act*, as the case may be, except that it shall not be necessary to obtain the assent of the electors thereto.

Power to
issue debentures for
40 years
or for certain
works.

Rev. Stat.,
cc. 192, 193,

5. *The Toronto and Hamilton Highway Commission Act* is amended by adding the following as section 19a:

5 Geo. V,
c. 18,
amended.

- 19a.—(1) Where a municipal corporation is authorized or directed under any provision of this Act to levy a special rate under *The Local Improvement Act*, such special rate may, in case the council so determines, be levied upon the land abutting directly on the work and the land immediately benefited by the work, according to the assessed value thereof as appears by the last revised assessment roll of the municipality, instead of by a special rate per foot frontage, as provided by *The Local Improvement Act*;

Special rate
according to
assessed
value.

Apportion-
ment of cost.

- (2) The Council shall determine what land other than that abutting directly on the work is immediately benefited by the work and what part of the cost shall be assessed upon it, and shall, in case the whole is not equally benefited, apportion the cost in the manner provided by section 29 of *The Local Improvement Act*, except that the said special rate shall be levied as set out in subsection 1 instead of a special rate per foot frontage.

CHAPTER 21.

An Act to amend The Horticultural Societies Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Horticultural Societies Amendment Act, 1919.* Short title.

2. Subsection 2 of section 6 of *The Horticultural Societies Act* is repealed and the following substituted therefor: Rev. Stat., c. 48, s. 6 (2), repealed.

- (2) Where a city has a population of over 100,000, Cities of 100,000 or over. two societies may be organized; where over 200,000, three societies may be organized; but in such case none of the societies shall be entitled to receive an annual grant of more than \$700.

3.—(1) Clause (e) of section 7 of *The Horticultural Societies Act* is amended by striking out the word “January” in the second line thereof and substituting therefor the word “April.” Rev. Stat., c. 48, s. 7, amended.

(2) Clause (g) of section 7 of *The Horticultural Societies Act* is amended by striking out the word “nine” in the third line thereof and substituting therefor the word “ten” and by adding after the word “directors” in the third line the words “five to be elected for two years and five for one year, and thereafter five annually for two years.” Rev. Stat., c. 48, s. 7, amended.

4.—(1) Subsection 1 of section 10 of *The Horticultural Societies Act* is amended by striking out the words “first seven days of November” in the second line thereof and substituting therefor the words “ninth to fifteenth days of January, inclusive.” Rev. Stat., c. 48, s. 10, subs. 1, amended.

Rev. Stat.,
c. 48, s. 10,
subs. 4,
amended.

(2) Subsection 4 of section 10 of *The Horticultural Societies Act* is amended by striking out the words "first seven days of November" in the second line thereof and substituting therefor the words "week from the 9th to the 15th days of January, inclusive" and by striking out the words "31st day of December" in the fourth line thereof and substituting therefor the words "first day of March."

Rev. Stat.,
c. 43, s. 12,
subs. 1,
amended.

5. Subsection 1 of section 12 of *The Horticultural Societies Act* is amended by striking out the word "February" in the third line thereof and substituting therefor the word "March."

CHAPTER 22.

An Act to provide for a Ministry of Labour.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Department of Labour Act, 1919.* Short title.

2. There shall be established at the seat of Government at Toronto a Department of the Public Service to be known as the Department of Labour under the direction and control of the Minister of Labour appointed under the authority of *The Executive Council Act.* Department of Labour.

3.—(1) Section 3 of *The Executive Council Act* is amended by inserting therein after the words “Minister of Education” the words “Minister of Labour.” Rev. Stat., c. 13, amended. Minister of Labour.

(2) Subsection 1 of section 4 of the said Act is amended by adding at the end thereof the words: Rev. Stat., c. 13, s. 4, subs. 1, amended. Salary.
 “The Minister of Labour \$6,000.”

4. Wherever in *The Trades and Labour Branch Act* or any of the Acts referred to therein or in the amendments thereto, reference is made to the Trades and Labour Branch the same shall be taken to refer and apply to the Department of Labour and all the powers and duties of the Trades and Labour Branch are transferred to and shall be vested in and performed by the Department of Labour. Duties, etc., of Trades and Labour Branch transferred to the Department.

5. The Lieutenant-Governor in Council may appoint a Deputy Minister of Labour and such officers, clerks and servants in the Department of Labour as he may deem expedient, and *The Public Service Act* and amendments thereto shall apply to the Deputy Minister of Labour and to such officers, clerks and servants. Deputy Minister and staff.

6. This Act shall come into force on the day upon which it receives the Royal assent. Commencement of Act.

CHAPTER 23.

An Act respecting the Registration of Births,
Marriages and Deaths.*Assented to 24th April, 1919.*

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short
title.

1. This Act may be cited as *The Vital Statistics Act, 1919*.

Interpreta-
tion.

PRELIMINARY.

2. In this Act —

"Cemetery"

- (a) "Cemetery" shall mean any plot of ground in which bodies of deceased persons are interred;

"House"

- (b) "House" shall include a part of a house and tenement, building, room or dwelling place;

"Inspector"

- (c) "Inspector" shall mean the Inspector of Vital Statistics or his deputy or other person authorized to act;

"Municipality"

- (d) "Municipality" shall not include a county;

"Nurse"

- (e) "Nurse" shall mean that person who attends at the birth of a child, but shall not mean the attending physician;

"Occupier"

- (f) "Occupier" shall include the governor, keeper, warden or superintendent of a gaol, prison, penitentiary, lunatic asylum, poor asylum, hospital, industrial home, and house of refuge, and of a public or private charitable institution;

"Prescribed
form"

- (g) "Prescribed form" shall mean the form prepared by the Registrar-General and approved by the Lieutenant-Governor in Council;

(h)

- (h) "Registrar-General" shall mean that member of the Executive Council who for the time being is charged with the administration of this Act; "Registrar-General"
- (i) "Undertaker" shall mean any person who engages in the burial of the body of a deceased person; "Undertaker"
- (j) "Sub-Registrar" shall mean any person appointed under section 37 of this Act to carry out the provisions of subsection 2 of that section.

3. This Act shall apply to lands reserved for the Indians which for the purposes hereof shall be deemed territory not within a municipality. Application to Indian Reserves. R.S.O., 1914, c. 49, s. 3.

4. The Lieutenant-Governor in Council may appoint an Inspector of Vital Statistics whose duty it shall be to inspect the registration offices and examine the schedules prepared under this Act to see that the entries and registrations are made and completed in a proper manner and in legible handwriting. Inspector, appointment and duties of. R.S.O., 1914, c. 49, s. 4.

5. The Registrar-General shall annually collate, publish and distribute for the use of the Legislature a full report of the births, marriages and deaths of the preceding year, giving such details, statistics and information as the Lieutenant-Governor in Council may deem necessary. Annual report of Registrar-General. R.S.O., 1914, c. 49, s. 5.

6. The Lieutenant-Governor in Council may make such regulations as he may deem necessary for the purpose of obtaining the information required by this Act. Regulations. R.S.O., 1914, c. 49, s. 6.

7.—(1) Any person shall be entitled at all reasonable hours on payment of the prescribed fee and on signing an application in the prescribed form, to have search made of the record of a birth, marriage or death kept in the office of the Registrar-General for any one county or district for not more than three years. Searching records with Registrar-General.

(2) The Registrar-General shall, when requested, give a certificate of the details of any birth, marriage or death of which there is a record in his office on payment of the prescribed fee. Certificate of Registration.

(3) The certificate shall be *prima facie* evidence in any court, or in any proceeding before a Justice of the Peace, of the facts certified to be recorded. Effect as evidence.

Fees for
searches
and certifi-
cates.

(4) The fees to be paid for searches and certificates shall be prescribed by the Lieutenant-Governor in Council. R.S.O., 1914, c. 49, s. 7.

Forms.

8. The Registrar-General shall cause such schedules and forms to be prepared as may be approved by the Lieutenant-Governor in Council in order to obtain correct statistical information, and he shall distribute them to the Division Registrars, and the cost of and incidental thereto and of the distribution thereof shall be paid out of the Consolidated Revenue Fund. R.S.O., 1914, c. 49, s. 8.

Instructions.

9.—(1) The Registrar-General shall prepare and issue such detailed instructions as may be required to procure the uniform observance of the provisions of this Act and the maintenance of a perfect system of registration; and no forms shall be used other than those supplied by the Registrar-General.

Examina-
tion of
forms.

(2) The Registrar-General shall examine the forms received monthly from the division registrars, and if any such are incomplete or unsatisfactory he shall require such further information to be supplied as may be necessary to make the record complete and satisfactory.

Duty as to
supplying
information
to Registrar-
General.

10. Every physician, clergyman, nurse, undertaker or other person having knowledge of the facts respecting any birth, marriage or death shall supply personally, or by mail, or through the Division Registrar, such information as the Registrar-General may require, by filling up forms provided by the Registrar-General, or by adding such particulars as may be required upon an original certificate, but no certificate of birth or death after its acceptance for registration by a Division Registrar, nor any other record made in pursuance of this Act, shall be altered or changed in any respect except by amendments properly dated, signed and witnessed.

Arrange-
ment and
preserva-
tion of
records.

11. The Registrar-General shall arrange, bind and permanently preserve the forms after the same have been received from the division registrars in a systematic manner, and shall prepare and maintain an index of births, marriages and deaths.

Records
which may
be filed with
Registrar-
General.

12.—(1) Any cemetery company or association, or any church or historical society or association, or any corporation or individual in possession of any record of births, marriages or deaths which may be of value in establishing the genealogy of any resident in Ontario, may file such record or a duly

authenticated

authenticated transcript thereof with the Registrar-General without charge.

(2) It shall be the duty of the Registrar-General to preserve such record or transcript and to make an index thereof, and such record and index shall be open to inspection by the public, subject to such conditions as the Registrar-General may prescribe.

How to be
dealt with.

REGISTRATION DIVISIONS.

13.—(1) All territory within Ontario shall be a part of some registration division.

Registration
divisions.

(2) Every municipality shall be a registration division.

Municipali-
ties to be.

(3) Territory not within a municipality may be attached to any existing registration division, or set apart as a registration division, by the Lieutenant-Governor in Council. R.S.O., 1914, c. 49, s. 9.

Unorganized
territory.

14. Where a registration division is formed of territory not within a municipality the Lieutenant-Governor in Council may appoint a division registrar therefor and may make such regulations as he may deem necessary to secure a correct record of the births, marriages and deaths occurring therein. R.S.O., 1914, c. 49, s. 10.

Registrars
in unorgan-
ized terri-
tory.

OFFICE AND DUTIES OF DIVISION REGISTRAR.

15.—(1) The clerk of every municipality shall be the division registrar of the same.

Registrars
in municipi-
ties.

(2) The Registrar-General shall supply to every division registrar schedules in the prescribed form upon which the division registrar shall enter the details of every birth, marriage and death registered in his office.

Schedules
for division
registrars.

(3) The division registrar and every sub-registrar shall make every schedule in duplicate and on or before the 7th day of each month he shall transmit to the Registrar-General one duplicate of each schedule down to and including the last day of the month next preceding, and the other duplicate schedule shall be kept by the division registrar on file in his office, and he shall also, on or before the seventh day in each month, transmit to the Registrar-General the original returns of every birth, marriage and death made to him during

Schedules
of returns
how and
when to be
made up.

the month next preceding, and if no birth, marriage or death has been registered in any month he shall, on or before the seventh day of the following month, report the fact to the Registrar-General on the prescribed form.

Arrangement.

(4) The duplicate schedule shall be bound up or otherwise arranged from time to time by the division registrar in such manner as may be prescribed.

Custody.

(5) It shall be the duty of the division registrar to keep the schedules, forms and documents received by him in a place of safety, and he shall use all available means to obtain the necessary information for the purpose of completing the records required to be made by him. R.S.O., 1914, c. 49, s. 11, (1)-(5).

Action by division registrar on non-registration.

16. If the division registrar has reason to believe that a birth, marriage or death has taken place within his division which has not been registered he shall inform the proper person of his duty to register the same, and on the failure of such person to make the registration within seven days the division registrar shall forthwith supply the Registrar-General with such information as he possesses with regard to the matter. R.S.O., 1914, c. 49, s. 11, (6).

Certificate of division registrar.

17.—(1) A division registrar, upon application therefor, and on payment of a fee of twenty-five cents shall give a certificate in the prescribed form as to any registration filed with him during the preceding three months, but shall not give any certificate other than such as is authorized by this section or in any other than the prescribed form.

Certificate of registration.

Fee.

(2) The division registrar shall be entitled to the fee for the certificate for his own use. R.S.O., 1914, c. 49, s. 12.

Correcting errors in registration.

18.—(1) If within one year from the registration of a birth, marriage or death any of the particulars thereof are found to be omitted or incorrect it shall be the duty of the proper division registrar upon the error being reported to him within the time aforesaid to enquire into the same, and if satisfied that the entry is incorrect to correct the error according to the fact, entering the correction in the margin, without any alteration of the original entry, and shall note thereon the fact that the correction has been made and the date thereof.

Correction after return of forms.

(2) If the forms containing the original entry have been returned to the Registrar-General, the Registrar-General shall on evidence satisfactory to him correct the error in the

margin

margin of the form as well as in the indexed record thereof without altering the original entry, and shall note thereon the fact that the correction has been made and the date thereof. R.S.O., 1914, c. 49, s. 13.

19.—(1) Every division registrar shall supply free of charge, any form required by a person in order to comply with the provisions of this Act. Division registrar to supply forms free of charge.

(2) The division registrar shall carefully examine every certificate of birth, marriage or death, in order to ascertain whether or not it has been made out in the prescribed form, and every such certificate of birth, marriage or death shall be written legibly in durable black ink, and shall not be deemed to be complete unless it contains all the items of information called for therein or satisfactorily accounts for their omission. Division registrar to see to correctness of certificate.

(3) If a certificate of death is incomplete or unsatisfactory it shall be the duty of the division registrar to call attention to the defects in the return and to withhold the permit for the burial or removal of the body until such defects are corrected. Correcting defects.

(4) The division registrar shall number consecutively the registration of births, marriages and deaths in three separate series beginning with "No. 1," for the first birth, marriage and death in each calendar year and shall sign his name as division registrar in attestation of the date of the filing in his office. Numbering registrations.

20. Every division registrar shall be charged with the enforcement of this Act in his registration division under the supervision and direction of the Registrar-General and he shall make an immediate report to the Registrar-General of any violation of the law which comes to his knowledge. General duty of Division Registrar.

REGISTRATION OF BIRTHS.

21.—(1) Every legally qualified medical practitioner who attends at the birth of a child shall within forty-eight hours give notice thereof in the prescribed form to the division registrar of the division in which the child was born. R.S.O., 1914, c. 49, s. 14. Duty of medical practitioner.

(2) If there is no physician in attendance it shall be the duty of the nurse in attendance or the occupier of the house in which the child was born, to give notice of the birth in the prescribed form to the division registrar. Where no physician in attendance.

Who to register with.

22.—(1) When a child is born registration of the birth in the prescribed form shall be made with the division registrar in the division in which the child was born—

(a) by the father if living; or

(b) in case of inability on the part of the father or if he is dead, then by the mother if living; or

(c) in case of inability on the part of both parents or in case both are dead, then by the person standing in the place of the parents of the child;

(d) if there is no father or mother or other person whose duty it is to register the birth, by the occupier of the house in which the child was born if he has knowledge of the birth, or by the nurse or other person present at the birth.

Time for registering.

(2) The registration shall be made within thirty days after the date of the birth. R.S.O., 1914, c. 49, s. 15.

Registration of foundlings.

23. If a living new-born child is found exposed it shall be the duty of any person finding such child, and of any person in whose charge such child may be placed, to give, to the best of his knowledge and belief, to the division registrar of the division in which the child is found, within seven days after the finding of such child, such information of the particulars required to be registered concerning its birth as the informant possesses. R.S.O. 1914, c. 49, s. 16.

Illegitimate children.

24. A person shall not be named in the register as the father of an illegitimate child unless he and the mother request in writing that the name be so entered and the division registrar shall write the word "illegitimate" in the proper column. R.S.O., 1914, c. 49, s. 17.

Registration within one year after birth.

25. The division registrar may register a birth at any time within one year after the birth occurred. R.S.O., 1914, c. 49, s. 18.

Regulations as to registration of births out of Ontario.

26. The Lieutenant-Governor in Council may make regulations for the registration of births which have not been registered under the foregoing provisions of this Act, and for the registration of a birth which has taken place while the mother of the child was temporarily absent from Ontario or on her way from some place out of Ontario to some locality in Ontario. R.S.O., 1914, c. 49, s. 19.

27.—(1) Where the birth of a child has been registered and the Christian or given name, if any, by which the child was registered has been changed, or, if the child was registered without a Christian or given name, the parent or guardian of the child or the person procuring the name to be changed or given may deliver to the division registrar a certificate signed by the minister, clergyman or other person who performed the rite of baptism upon which the Christian or given name was changed, or, if the child was not baptized, signed by the father, mother or guardian of the child procuring the Christian or given name of the child to be changed, and the division registrar shall upon the receipt of such certificate, make the necessary alteration in the margin of the form containing the original entry and in the transcription thereof without making any alteration in the original entry and shall also make the same correction in the index regarding such child.

Change of
name after
registration.

(2) If the registration has been transmitted to the Registrar-General, the Registrar-General may make such alteration or addition, and if the certificate cannot be procured from the minister, clergyman or other person who performed the rite of baptism upon which the name of the child was changed or given, the Registrar-General may make any alteration or addition in the registration of the name of the child upon such evidence as he may deem sufficient. R.S.O., 1914, c. 49, s. 20.

Alteration
of name in
register.

28.—(1) A child which is not alive at the moment of birth shall be deemed to be a still-born child, and still births shall be registered as births and as deaths and a certificate of birth and of death shall be filed with the division registrar in the prescribed form.

Still-born
children.

(2) The notice of the birth of still-born child shall contain in place of the name of the child the words "still-born."

Notice of
still birth.

(3) The medical certificate of the cause of death in the case of a still birth shall be signed by the attending physician, if any, in the prescribed form, and where there is no physician in attendance the still birth shall be treated as a death taking place without medical attendance as provided for in section 35.

Certificate.

(4) No child which shows any evidence of life after birth shall be registered as still-born.

When child
not to be
deemed still
born.

REGISTRATION OF MARRIAGES.

29.—(1) Every person who solemnizes a marriage shall report the same to the division registrar of the division within

Duty to
report.

within which the marriage was solemnized within thirty days thereafter with the particulars required in the prescribed form, but in the case of a marriage solemnized under the authority of a license or certificate it shall be sufficient to report the same on the form attached to the license or certificate.

Regulations for registration after thirty days. (2) The Lieutenant-Governor in Council may make regulations for the registration of marriages which have not been registered under the foregoing provisions of this Act. R.S.O., 1914, c. 49, s. 21.

REGISTRATION OF DEATHS.

Body not to be removed, etc., without permit.

30.—(1) The body of any person whose death occurs in Ontario shall not be removed for burial, interment, deposited in a vault or tomb, cremated or otherwise disposed of or removed from or into any registration division until a permit for that purpose has been properly issued by the division registrar of the division in which the death occurs after notice of the death has been filed with him in the prescribed form.

Deaths out of Ontario.

(2) Where the death has occurred out of Ontario, or the burial or other disposition of the body is to take place in a registration division other than that in which the death has occurred, a certificate, signed by the division registrar or other proper officer of the municipality or place in which the death occurred shall be sufficient authority for the burial or other disposition of the body.

Duty of medical practitioner.

31. The legally qualified medical practitioner who was last in attendance during the illness of any person shall within twenty-four hours after having knowledge of the death of such person, deliver or transmit to the division registrar of the division a notice of the death in the prescribed form.

Duty of occupier of premises.

32. The occupier of the house in which a person dies, or if the occupier be the person who has died, then every adult person residing in the house in which the death took place, or if the death has not taken place within a house, then every person present at the death or having knowledge of the circumstances of the same shall, within twenty-four hours after having knowledge of such death, give notice of the death to the registrar of the division in the prescribed form. R.S.O., 1914, c. 49, s. 22 (1) *part*.

Registration in division other than that in which death occurs.

33.—(1) Where a death has occurred and it is impracticable to register the same, by reason of distance, with the division registrar of the division in which the death occurred,

notice

notice of the death may be given to the nearest division registrar or sub-registrar who, upon the payment of a fee of 25 cents by the applicant, shall register the same in the prescribed form and issue a burial permit which shall be sufficient, and such division registrar or sub-registrar shall forward the return to the division registrar of the division in which the death occurred.

(2) The division registrar issuing the burial permit shall be entitled to the fee for his own use. R.S.O., 1914, c. 49, s. 22 (2) (3). Fee of division registrar for burial permit.

34. Where a death occurs in a camp or mine, before the removal of the body from the camp or mine, or its burial or other disposition, the manager or other person in charge shall, within twenty-four hours after the death, give notice thereof to the division registrar in the prescribed form, and where further particulars of a death occurring in a camp or mine are required by the division registrar, the same shall be immediately furnished by the owner of such camp or mine, or other person to the best of his knowledge and belief. Deaths in mines, camps, etc.

35.—(1) Where a person has died without medical attendance no burial permit shall be issued by a division registrar unless and until notice has been given to him by the coroner that he has examined the body and made enquiry into the circumstances of the death as provided by *The Coroner's Act*, or until an inquest has been held and the coroner has furnished the particulars required in the prescribed form. Where no medical attendance at death.

(2) Notwithstanding anything contained in subsection 1, the Registrar-General may make regulations providing for the issue of a burial permit where a death has taken place and there has been no legally qualified medical practitioner in attendance. Regulations.

36. Except as otherwise provided by this Act a division registrar shall immediately upon registering a death, deliver without charge to any person requiring the same for the purpose of burial or other disposition of a body, a burial permit in the prescribed form. R.S.O., 1914, c. 49, s. 26. Burial permit.

37.—(1) When upon proper representation to the Registrar-General, he is of opinion that in any section of Ontario the registration of deaths for the purpose of burial would be facilitated he may appoint a sub-registrar for the special purpose of issuing a burial permit upon the payment by the applicant of a fee of 25 cents. Sub-registrars.

Registration
by sub-
registrars.

(2) The sub-registrar shall register the death upon a special form of schedule provided and shall forthwith transmit the original form to the division registrar of the division in which the death occurred for registration by him, and the sub-registrar shall make monthly returns to the Registrar-General in compliance with the provisions of section 15 of this Act. R.S.O., 1914, c. 49, s. 22 (4), (5).

Registration
of death of
infant.

38. In the case of the death of an infant under one year of age the division registrar shall not issue a burial permit until he has ascertained the place of birth of the child, and if the birth has taken place in the division of which he is registrar, he shall not issue a burial permit until he is satisfied that the birth has been registered.

Caretaker,
etc., and
clergyman
not to allow
burial with-
out permit.

39.—(1) A caretaker or owner of a cemetery or burial ground, whether public or private, or a clergyman or other person having charge of a church to which a cemetery or burial ground is attached shall not permit the interment of the body of any person in the cemetery or burial ground over which he has charge until he has received a burial permit from the proper division registrar.

Returns
from ceme-
teries, etc.

(2) Every such caretaker, owner, clergyman or other person shall on or before the tenth day of each month in every year transmit to the division registrar of the division in which the cemetery or burial ground is situated, a return in the prescribed form of the burials therein during the previous month up to and including the last day of the month next preceding, for subsequent transmission to the Registrar-General.

Where there
is no care-
taker, etc.,
of cemetery.

40. Where there is no person in charge of a cemetery or burial ground the undertaker or other person in charge of the burial or other disposition of the body shall write across the face of the burial permit the words "No person in charge," and shall append his signature thereto and shall return the burial permit so marked to the division registrar of the division in which the burial took place.

LATE REGISTRATIONS.

Registration
after one
year.

41. Where a birth, marriage or death has not been registered with the division registrar within one year after such birth or death took place, or such marriage was solemnized, the birth, marriage or death shall not be registered thereafter by the division registrar, but the Registrar-General may register the same upon being furnished with the required information in the prescribed form.

PENALTIES AND EXPENSES.

42. If a division registrar neglects to make any return, as ^{Default by} required by this Act, he shall be notified by registered letter ^{division registrar.} of such neglect by the Registrar-General, and if after notification, he fails to make such return within ten days the Registrar-General may refuse to issue certificate for the payment of the fees due to the division registrar even though the return should be made at a later date, and such division registrar shall also incur a penalty of \$50. R.S.O., 1914, c. 49, s. 30.

43. Every person who wilfully makes or causes to be made ^{Making} a false statement touching any of the particulars required to ^{false state-} be reported and entered under this Act shall incur a penalty ^{ments for} of \$50; and a legally qualified medical practitioner making ^{registration.} a false statement as to the cause of the death of any person, or representing himself as having been in attendance during the last illness of such person when in fact he has not been called in attendance until after the death of such person, shall also be subject to discipline by the Ontario Medical Council.

44.—(1) A person required by this Act to report a birth, ^{Penalty for} marriage, death or burial to the division registrar who ^{not report-} neglects to do so shall incur a penalty not exceeding \$10.

(2) If a return required by this Act to be made by ^{Saving.} more than one person is made by any one of such persons the others shall not be liable to the penalty.

(3) Subsection 2 shall not apply to a return required to be ^{Returns of} made by a legally qualified medical practitioner. R.S.O., ^{medical} 1914, c. 49, s. 32. ^{practitioner.}

45. A person guilty of an act or omission in violation of ^{Penalty for} any of the provisions of this Act for which no other penalty ^{other acts} is provided shall incur a penalty of not more than \$20. ^{or omis-} R.S.O., 1914, c. 49, s. 33. ^{sions.}

46. The inspector, upon being notified of any violation ^{Duty of} of this Act, shall make investigation, and where he deems it ^{Inspector} necessary, or without investigation when directed by the ^{to investi-} Registrar-General, he shall institute proceedings against any ^{gate.} person guilty of any such violation. R.S.O. 1914, c. 49, s. 34.

47. The penalties imposed by this Act shall be recover- ^{Penalties} able under *The Ontario Summary Convictions Act.* R.S.O. ^{how recov-} 1914, c. 49, s. 35. ^{ered, Rev} Stat., c. 90.

Penalties,
distribution
of.

48. The penalties shall be payable one moiety to the informant and one moiety to the municipality in which the offence was committed. R.S.O. 1914, c. 49, s. 36.

Time for
commence-
ment of
prosecution.

49. Prosecutions for penalties imposed by this Act shall be commenced within one year after the offence or default. R.S.O. 1914, c. 49, s. 37.

Conduct of
prosecu-
tions.

50. Prosecutions for any penalty imposed by this Act shall be conducted by the Crown Attorney when instructed by the Registrar-General. R.S.O. 1914, c. 49, s. 38.

Expenses of
prosecution

51. All expenses of prosecutions under this Act not recovered from the offender, and whether or not conviction is obtained, shall be payable by the municipality in which the offence was alleged to have been committed. R.S.O., 1914, c. 49, s. 39

General
Regulations.

52. The Lieutenant-Governor in Council may make regulations,—

- (a) Prescribing the forms to be used in carrying out the provisions of this Act;
- (b) Respecting the duties of division registrars and sub-registrars and the information and returns to be furnished to the Registrar-General;
- (c) For the registration of births, marriages and deaths and the issue of certificates of registration by the Registrar-General in cases not otherwise provided for in this Act;
- (d) For the registration of foundlings, illegitimate children acknowledged by the putative father or any matter or thing affecting the registration of births, marriages and deaths which is not in conflict with the provisions of this Act;
- (e) Generally for the better carrying out of the provisions of this Act.

FEEES.

Remunera-
tion of divi-
sion regis-
trars.

53.—(1) Every municipality shall pay annually, on the first day of February, to the division registrar thereof, a fee of twenty-five cents for each complete registration of a birth, marriage or death returned for the preceding year

according

according to the schedules provided under this Act, on the presentation of the certificate of the Registrar-General to the treasurer of the municipality; but a city or town containing more than ten thousand inhabitants may by by-law limit the aggregate compensation allowed to the division registrar.

(2) Fees shall be paid at the rates set forth in this section to every division registrar appointed by the Lieutenant-Governor in Council for any registration division not included within any municipality out of any money appropriated for that purpose. R.S.O. 1914, c. 49, s. 40. (Amended.)

Fees in districts without organization.

54. This Act shall come into force on the first day of January, 1920.

Commencement of Act.

CHAPTER 24.

An Act to amend The Provincial Parks Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.,
c. 52, s. 29,
amended.

1. Section 29 of *The Provincial Parks Act* is amended by adding after the word "Claney" in the twenty-sixth line thereof the following words:

Addition to
Algonquin
Park.

"together with all those portions of the Townships of Lawrence, Nightingale and Airey, which townships are adjacent to the southern boundary of the said park, comprised in timber licenses numbers 114, 115, 117, 119, 122 and 132 issued for the year ending 30th April, 1911.

Commence-
ment of Act.

2. This Act shall come into force upon the day upon which the same shall receive the Royal Assent.

CHAPTER 25.

The Statute Law Amendment Act, 1919.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The Art Museum of Toronto, incorporated by chapter 3 Edw. VII, 129, 3 Edward VII, shall hereafter be known as The Art Gallery of Toronto. c. 129, name of The Art Museum of Toronto changed.

2. To remove doubts it is hereby enacted that the Order of the Lieutenant-Governor in Council, made on the 12th day of September, A.D. 1918, providing that all lands and water in Lake Erie within one mile of the shore of Pelee Island be proclaimed as part of said municipality under the authority of section 15 of chapter 3 of the Revised Statutes, 1914, be confirmed, and the said Order is declared to be within the powers conferred by the above section and to have been and to be good, valid and binding. Rev. Stat., c. 3, Order in Council declaring water lots within one mile of shore of Pelee Island to be part said municipality confirmed.

3.—(1) Subsection 7 of section 6 of *The Voters' Lists Act* is amended by striking out the words "Ontario Franchise Act or the letters O.F.A." added thereto by section 3 of the Act passed in the 7th year of His Majesty's reign, chaptered 4, and substituting therefor the words "legislative franchise or the letters L.F." Rev. Stat., c. 6, s. 6, subs. 7, amended.

(2) Subsection 10 of section 6 of *The Voters' Lists Act*, as amended by section 4 of the said Act passed in the 7th year of His Majesty's reign, is amended by restoring at the beginning thereof the words "In a township, town or village," struck out by the said amending section. Rev. Stat., c. 6, s. 6, subs. 10, amended.

4. *The Legislative Assembly Act* is amended by adding thereto the following sections:— Rev. Stat., c. 11, amended.

74.—(1) Where a committee of the Assembly is authorized to meet during the interval between two Sessions of the Assembly there shall be payable between Sessions.

able to every member of the committee the sum of \$15 per diem for every day upon which he is absent from his home in going to, attending at, and returning from meetings of the committee, the said allowance to be payable upon the certificate of the chairman of the committee out of such moneys as may be appropriated for miscellaneous expenses of Legislation.

- (2) This section shall apply to any committee which was appointed at the Session held in the year 1918, and the allowance payable to the members of any such committee shall be payable out of the moneys so appropriated for the current fiscal year.

Allowance
to leader of
opposition,

- 75.—(1) To the member recognized by the Speaker as occupying the position of Leader of the Opposition in the Legislative Assembly, there shall be payable over and above the sessional indemnity mentioned in section 68, an additional sessional indemnity of \$5,000;

- (2) The amendment made by subsection 1 shall take effect as from the 31st day of October, 1918.

Rev. Stat.,
c. 38, s. 3,
amended.

5. Subsection 1 of section 3 of *The Temiskaming and Northern Ontario Railway Act* is amended by striking out the figures "\$1,000" in the fifth line thereof and inserting in lieu thereof the figures "\$2,000," and this amendment shall take effect from the first day of November, 1918.

The East
Simcoe Agri-
cultural
Society de-
clared to be
Agricultural
Society
under Rev.
Stat., c. 47.

6. Notwithstanding anything contained in *The Agricultural Societies Act*, the society known as "The East Simcoe Agricultural Society," is hereby declared to be an agricultural society and to have all the rights and privileges of an agricultural society under that Act.

The Lennox
Agricultural
Society de-
clared to be
Agricultural
Society
under Rev.
Stat., c. 47.

7. Notwithstanding anything contained in *The Agricultural Societies Act*, the society known as "The Lennox Agricultural Society" is hereby declared to be an agricultural society and to have all the rights and privileges of an agricultural society under that Act.

Rev. Stat.,
c. 56, s. 83,
amended.

8. Section 83 of *The Judicature Act* is amended by striking out the words "as to office hours during vacations" in the first and second lines of the section.

Rev. Stat.,
c. 56, s. 98,
subs. 5,
repealed.

9. Subsection 5 of section 98 of *The Judicature Act* is repealed.

10. Section 9 of *The County Courts Act* is amended by ^{Rev. Stat.,} striking out the words "as to office hours during vacations" ^{c. 59, s. 9,} amended.
in the first and second lines of the section.

11. Section 11 of *The Absconding Debtors' Act* is amended ^{Rev. Stat.,} by striking out of the fourth, fifth and sixth lines the words ^{c. 52, s. 11,} amended.
"which shall be paid at the rate of \$1 for each day actually
required for and occupied in making the inventory and
appraisment."

12. Subsection 2 of section 32 of *The Police Magistrates' Act*, as amended by section 20 of chapter 20, 8 George V, is ^{Rev. Stat.,} amended by striking out all the words after the figures ^{c. 88 s. 32,} amended.
^{(8 Geo. V,} "1894" in the fifth line thereof, and substituting therefor ^{c. 20, s. 20),}
the following words: "or to the police magistrates of the
cities of Kingston, London and Brantford now in office."

13. Subsection 2 of section 14 of *The Crown Attorneys' Act*, as enacted by subsection 2 of section 23 of chapter 21, 4 ^{Rev. Stat.,} George V, is amended by adding at the end thereof the fol- ^{c. 91, s. 14,} amended.
lowing words: "or in the case of a district by the province." ^{(4 Geo. V,} ^{c. 21, s. 23,} ^{subs. 2),}

14. Section 11 of *The Administration of Justice Expenses Act* is repealed and the following substituted therefor:— ^{Rev. Stat.,} ^{c. 96, s. 11,} amended.

11.—(1) Where, in the opinion of the crown attorney, ^{Allowance} special services, not covered by the ordinary ^{to constables} tariff, are necessary for the detection of crime ^{and others} or the capture of a person who is believed to ^{for special} have committed a crime of a serious character, he may authorize and direct any constable or other person to perform such service, and shall certify upon the account to be rendered by the constable or other person what he deems a reasonable allowance to be paid to the person employed, and the amount so certified shall be paid to such person by the county.

(2) The crown attorney may direct the treasurer of ^{Advances to} the county to advance to the constable or other ^{constables,} person such sum as he may name for the purpose ^{etc., for ex-} of paying the reasonable and necessary expenses ^{penses in} incurred or to be incurred by such constable or ^{performing} other person in the performance of such special ^{special ser-} services, and the treasurer of the county shall ^{vices.} pay such sum, upon the written order of the crown attorney, and shall deduct the amount thereof from the subsequently certified account of the constable or other person employed.

Application
of this
section.

- (3) This section shall not apply to services in a city or separated town for which there is a staff of salaried police officers, and no allowance shall in any other case be made under subsection 1 to any salaried constable or other officer, unless he is entitled to receive for his own use, in addition to his salary, the fees earned by him.

In districts.

- (4) This section shall apply *mutatis mutandis* to districts without county organizations, and the treasurer of the district shall pay or advance the amount certified or directed by the crown attorney in the same manner as the treasurer of the county is required to do by subsections 1 and 2.

Rev. Stat.,
c. 120, s. 37
(4 Geo. V,
c. 21, s. 27),
repealed.

15. Section 37 of *The Wills Act*, as enacted by section 27 of *The Statute Law Amendment Act, 1914*, is repealed, and the following section substituted therefor:—

When gifts
to issue or
certain other
relatives
not to lapse
by reason of
death in life-
time of
testator.

37. Where any person, being a child or other issue or the brother or sister of the testator to whom any real estate or personal estate is devised or bequeathed, for any estate or interest not determinable at or before the death of such person, dies in the life-time of the testator either before or after the making of the will, leaving issue, and any of the issue of such person are living at the time of the death of the testator, such devise or bequest shall not lapse but shall take effect as if the death of such person had happened immediately after the death of the testator, unless a contrary intention appears by the will.

Rev. Stat.,
c. 124, s. 34,
subs. 7, re-
pealed.

16. Subsection 7 of section 34 of *The Registry Act* is repealed, and the following substituted therefor:—

What may
be registered
before
grant from
Crown.

- (7) Except mortgages, incumbrances or liens, made or given by the original nominee of the Crown, or by any person through whom a person, obtaining a grant of land from the Crown, derived title, no instrument affecting land that has not been granted by the Crown shall be registered.

Rev. Stat.,
c. 124, s. 56,
subs. 4,
amended.

17. Subsection 4 of section 56 of *The Registry Act* is amended by inserting after the word "Ontario," in the second line thereof, the following words: "or of some one authorized by him to consent."

18. Subsection 11 of section 88 of *The Registry Act* is amended by striking out the word "plan" in the third line thereof, and substituting therefor the word "plans," and by inserting after the word "land," in the fourth line thereof, the following: "with each of the lots as shown on such new plan numbered or lettered in such a manner that the same may be readily identified."

19. Subsection 14 of section 88 of *The Registry Act* is amended by adding thereto the words "and where the costs and expenses are directed to be borne by the municipality, the judge may by his order direct repayment of the same to the municipality by the levy of a special rate by assessment on all the lots included in the plan."

20. Notwithstanding the provisions of section 5 of *The Ontario Medical Act*, the members of the present Council of the College of Physicians and Surgeons of Ontario are hereby continued in office for a period of one year in addition to the extra period of one year provided for by *The Statute Law Amendment Act, 1918*, section 26, and as if they had been originally elected or appointed as the case may be for the period of six years.

21. *The Ontario Medical Act* is amended by adding thereto the following section:—

32a.—(1) In the cases mentioned in subsection 1 of section 31, the council, instead of directing the erasure from the register of the name of any person, may direct that the registration of such person be suspended for such period as the council may deem proper, and during the period of such suspension it shall be unlawful for the person suspended to engage in the practice of medicine in Ontario, and he shall during the said period be deemed to be unregistered.

(2) If such person engages in the practice of medicine during the period of such suspension, he shall incur the penalty provided by section 47 of this Act.

(3) Sections 33 to 37 shall apply to the suspending of any person under the provisions of this section in the same manner as to the erasing from the register of the name of any person.

22. Section 28 of *The Ontario Land Surveyors' Act* is amended by adding thereto the following subsection:—

(3)

- (3) Any person, being a British subject and a citizen of the Province of Ontario prior to the 4th August, 1914, and who has enlisted and been engaged in active war service, may present himself for examination to practice after serving under articles to a practising surveyor for such period of time as the board may deem necessary after considering his experience or training in surveying or engineering prior to or during such enlistment.

Rev. Stat.,
c. 183,
s. 105,
subs. 4,
repealed.

23. Subsection 4 of section 105 of *The Ontario Insurance Act* is repealed, and the following substituted therefor:—

Term of
office of
auditor.

- (4) An auditor shall hold office until the next general meeting of the corporation and shall be eligible to re-appointment.

Rev. Stat.,
c. 183,
amended.

24. *The Ontario Insurance Act* is amended by adding the following section:—

- 194a. Statutory Condition 15 shall apply to notices under Statutory Condition 11, and the tender under Statutory Condition 11 may be by money, post-office order, postal note or cheque, payable at par, certified by a chartered bank doing business in the province, enclosed in the registered letter with the notice.

Rev. Stat.,
c. 186,
s. 12,
amended.

25. Section 12 of *The Ontario Railway and Municipal Board Act* is amended by adding thereto the following as subsection (2):—

Member
of Board
may be
Director
of the
Bureau of
Municipal
Affairs.

- (2) Provided that, notwithstanding anything enacted or implied by this or any other Act, one member of the board may be Director of the Bureau of Municipal Affairs, and in such case may be paid as director the salary voted for that office out of the appropriation for the Bureau of Municipal Affairs in addition to his salary as a member of the board.

Rev. Stat.,
c. 202, s. 12,
subs. 1,
amended.

26. Subsection 1 of section 12 of *The Public Libraries Act* is amended by striking out the word "two-thirds" in the seventh line thereof and substituting therefor the words, "a majority," and by striking out the words "three-fourths of a mill in the dollar" at the end thereof, and substituting therefor the words, "one mill in the dollar."

Rev. Stat.,
c. 202, s. 12,
subs. 2,
amended.

27. Subsection 2 of section 12 of *The Public Libraries Act* is amended by striking out the words "shall not levy" in the second

second line, and substituting therefor the words, "shall not be required to levy," and by adding at the end of the said subsection the words, "but the total amount of the rates to be levied in such city may be increased by the council if it thinks proper to an amount not exceeding in the whole one-half of one mill in the dollar."

28. Subsection 3 of section 12 of *The Public Libraries Act* is amended by adding at the end thereof the words, "but the council of the township may upon the petition of a majority of the ratepayers in the police village, increase the said rate to an amount not exceeding in the whole one mill in the dollar." Rev. Stat., c. 202, s. 12, subs. 3, amended.

29. Section 12 of *The Public Libraries Act* is amended by adding at the end thereof the following subsection:— Rev. Stat., c. 202, s. 12, amended.

(11) Notwithstanding anything contained in this section, the council of any municipal corporation which, prior to the 1st day of January, 1917, had entered into or become a party to any agreement or arrangement with any person to expend not less than a stated sum for public library maintenance in consideration of receiving a gift or contribution towards the establishment or maintenance of a public library, may assess, levy or collect in each year a public library rate sufficient to provide the moneys necessary to carry out the terms of such arrangement or agreement.

30.—(1) Subsection 2 of section 13 of *The Public Health Act* shall be deemed to be and have been from the 26th day of March, 1918, repealed, and the provisions of section 2 of *The Public Health Act, 1918*, substituted therefor. Rev. Stat., c. 218, s. 13, subs. 2, repealed. 8 Geo. V, c. 41, s. 2.

(2) Subsection 1 shall come into force upon the day upon which the same shall receive the Royal assent.

31. Subsection 1 of section 5 of *The Milk Act* is amended by striking out all the words after the word "than" in the fourth line thereof and substituting therefor the following: "three and one quarter (3.25) per cent. of milk fat, and not less than eight and one half (8.50) per cent. of milk solids, other than fat." Rev. Stat., c. 221, s. 5, subs. 1, amended.

32. Notwithstanding anything contained in section 14 of *The Mortgagors' and Purchasers' Relief Act, 1915*, or in section 3 of the Act passed in the sixth year of His Majesty's reign, chapter 27, or in section 59 of the Act passed in the seventh year of His Majesty's reign, chapter 27, or in section 3 of the Act passed in the eighth year of His Majesty's reign, chapter Extension of 5 Geo. V, c. 22.

chapter 26, all the other provisions of the said Act shall continue in force and have effect until the expiration of thirty days from the close of the next session of the Legislature to be held hereafter.

5 Geo. V.
c. 37,
amended.

33. *The Act to Authorize and Confirm Grants by Municipal Corporations for Patriotic Purposes* is amended by adding the following as section 5a:—

5a.—(1) To remove doubts it is declared that a grant by a municipal corporation to any fund, organization or body for the purposes of furnishing aid, assistance or comforts to officers or men while on active service during the present war with the naval or military forces of Great Britain or of any of Great Britain's allies, or after their discharge from such active service and to the wives, children and dependent relatives of such officers and men is and always has been within the true intent and meaning of and authorized by the provisions of this Act.

(2) Subsection 1 shall apply only to grants made by by-laws heretofore—

(a) Finally passed and not repealed or quashed;

(b) Finally passed but repealed or quashed;

(c) Introduced and read a first time but abandoned;

and by-laws within clause (a) are confirmed and declared to be legal, valid and binding and in the cases covered by clauses (b) and (c) the council may pass a new by-law making a grant of the same amount as was mentioned in the original by-law and such new by-law when passed shall be legal, valid and binding.

(3) Nothing in this section contained shall apply to or affect the costs in any action or other proceeding now pending, but such costs shall be awarded and disposed of and be taxable and payable in the same manner as if this section had not been passed.

(4) No member of a municipal council who voted for any such grant shall incur or be deemed to have incurred any personal liability by reason of such vote

vote, anything in *The Municipal Act* or any other Act to the contrary notwithstanding.

- (5) This section shall come into force and take effect immediately on the passing of it, and *The Act to Authorize and Confirm Grants by Municipal Corporations for Patriotic Purposes* shall be repealed on, from and after the first day of January, 1920.

34.—(1) Subsection 2 of section 7a of *The Soldiers' Aid Commission Act*, as enacted by section 60 of *The Statute Law Amendment Act, 1917*, is amended by inserting after the word "and" in the sixth line the words "such will does not specify the particular person, society or institution that is to receive such devise or bequest or if," and by inserting after the word "applied" in the ninth line the words "then in any such case." ^{6 Geo. V, c. 3, s. 7a.} ^{7 Geo. V, c. 27, s. 60, amended.}

(2) Subsection 2 of section 7a aforesaid as amended by the next preceding section shall apply and take effect notwithstanding that by the terms of any such will the executor or trustee thereunder is directed to distribute such devise or bequest in the discretion of such executor or trustee. ^{Operation of amendment.}

(3) The provisions of the said Acts as amended by this section shall become operative upon the day upon which this Act receives the Royal Assent. ^{Commencement of this section.}

35. Clause a of subsection 2 of section 17 of *The Juvenile Courts Act, 1916*, is amended by striking out the figures "\$15,000" at the end thereof and substituting therefor the figures "\$20,000." ^{6 Geo. V, c. 54, s. 17, subss. 2, cl. a, amended.}

36. Section 5 of *The Department of Agriculture Act, 1917*, is amended by striking out the words "Commissioner of Agriculture" in the second line of subsection 1, in the first line of subsection 2 and in the first line of subsection 3, and substituting the words "Agricultural Commissioner" instead thereof in each case. ^{7 Geo. V, c. 23, s. 5, amended.}

37. Section 70 of *The Statute Law Amendment Act, 1918*, is amended by adding thereto the following subsections:— ^{8 Geo. V, c. 20, s. 70, amended.}

- (7) Notwithstanding anything contained in this section or in any by-law heretofore or hereafter passed under subsection 1, and notwithstanding that the same instrument may be registered or entered more than once, or that more than one instrument may be registered or entered for securing the same sum of money, or that any such instrument or instruments may be registered or entered

Tax to be payable once only.

entered in more than one registry office or land titles office, or in a registry office and land titles office, the tax imposed by any such by-law shall be payable once only in respect of any one transaction for securing money by way of mortgage or charge, or by mortgage and charge, and shall be payable upon delivering to the registrar, or lodging in the land titles office the first instrument registered or lodged in such transaction.

No tax on collateral instrument.

- (8) Where an instrument purports to be executed concurrently with or as collateral security to a mortgage or charge already registered, the registrar or master shall register or enter such concurrent or collateral instrument without requiring the payment of the tax.

Tax not to be collected when receipt for payment on prior registration produced.

- (9) Where lands upon which a sum of money is secured are registered under *The Land Titles Act*, and other lands upon which the same sum of money is secured are subject to *The Registry Act*, and the instruments are registered or lodged and appear to be executed as part of the same transaction for securing such sum of money, and it appears by the production of the receipt of the master or registrar that the tax has been paid upon the registering or lodging of one of such instruments, the master or registrar shall not require any further payment of the tax before registering or entering the instrument delivered to him.

Tax not to be collected on assignment of lease as collateral security.

- (10) Where any sum of money is charged upon freehold lands and leasehold lands, and a mortgage or assignment of the lease is registered or lodged as security in addition to and separately from the mortgage or charge upon the freehold lands, and the person delivering the mortgage or charge to the registrar or master produces a receipt for payment of the tax upon the registration of any other mortgage or charge or assignment, given as security for the same sum, the registrar or master shall receive and register or enter the mortgage, charge or assignment without requiring the payment of the tax.

Tax not to be collected on renewal except as to additional amount.

- (11) Where a mortgage or charge recites that it is given as a renewal of a mortgage or charge already registered, no tax shall be payable upon the registration of such renewal mortgage or charge

charge, except to the extent by which the amount secured by such renewal, mortgage or charge exceeds the amount secured by the original mortgage or charge, but the registrar or master, before registering or entering such renewal, mortgage or charge, may require such further proof of the facts as he may deem necessary.

- (12) Where a mortgage or charge recites that it is given to secure moneys, a portion of which moneys is required to pay off a prior mortgage or charge already registered, no tax shall be payable upon the registration of such mortgage or charge except to the extent by which the amount secured by such mortgage or charge exceeds the amount required to pay off the prior mortgage or charge, but the registrar or master, before registering or entering such new mortgage or charge, may require such further proof of the facts as he may deem necessary.
- Tax not to be collected on amount required to pay off prior mortgage.

- (13) Where the lands upon which any sum of money is charged are partly in one registry division and partly in another, or parts of the lands are registered under *The Land Titles Act*, and parts are subject to *The Registry Act*, the registrar or master receiving the tax shall retain the percentage mentioned in subsection 3, and shall pay over to the registrar or master in whose office any mortgage or charge is subsequently registered or entered for securing the same sum of money, such proportion of the percentage as may be agreed upon between them, and in case of disagreement, the amount to be paid shall be determined by the Inspector of Registry Offices.
- Division of tax where lands in different registry divisions.

- (14) Where the right of the registrar or master to require the payment of the tax under this section or any portion thereof, is disputed, by the person registering or lodging a mortgage or charge, the tax may be paid under protest, and the registrar or master shall give a receipt in writing signed by him, for the amount paid, and shall state that the same has been received subject to protest, and shall thereupon refer the matter to the decision of the Inspector of Registry Offices, who may order the refund of the tax or any portion thereof to the person paying the same.
- Proceedings where tax disputed.

8 Geo. V,
c. 25, Sched-
ule "C,"
amended.

38. Item 11 in the Constables' Tariff, being Schedule "C" to chapter 25, 8 George V, is amended by adding at the end thereof:—

"In the case of constables attending a trial at a place other than where such constable resides, railway fares and reasonable hotel and other travelling expenses shall be allowed in addition to the above."

8 Geo. V,
c. 25, Sched-
ule "D,"
amended.

39. Item 11 to the Constables' Tariff, being Schedule "D" to chapter 25, 8 George V, is amended by inserting after the word "fee" in the first line thereof the following words: "and expenses."

8 Geo. V,
c. 50, s. 4,
amended.

40. Section 4 of *The Birds Protection Act, 1918*, is amended by adding at the end of clause (b) the word "or" and the following clause:—

(c) Does any act which is prohibited by, or neglects or refuses to do any act required by any regulation.

Time for
completion
of
Lake Huron
and
Northern
Ontario Ry.
extended.

41.—(1) Notwithstanding anything contained in the Acts respecting the Lake Huron and Northern Ontario Railway Company, the time for the completion of the railway of the company is extended and shall be deemed to have been extended for a period of two years from the date of the passing of this Act.

Binding
powers
extended.

(2) Subsection 2 of section 1 of the Act respecting the Bruce Mines and Algoma Railroad Company (now the Lake Huron and Northern Ontario Railroad Company), passed in the Session of this Legislature held in the second year of His Majesty's reign, chapter 132, is amended by striking out the figures "\$35,000" in the second line and substituting therefor the figures "\$45,000."

Commence-
ment of
section.

(3) Subsections 1 and 2 shall not come into force or take effect until a day to be named by the Lieutenant-Governor by his proclamation.

9 Geo. V,
c. 54,
amended.

42. *The Ontario Housing Act, 1919*, passed at the present Session of the Legislature is amended by adding thereto the following sections:—

Limit of
cost of
houses in
cities of
100,000
or over.

11a. In a city having a population of not less than 100,000, the cost of a house and the land on which it is erected may exceed \$3,600 but shall not exceed \$4,000, but this section shall not

come into force or take effect until it has been approved by the Governor-General in Council of Canada.

11b. In particular cases or in any particular municipality, with the approval of the Director, the cost of a house and the land on which it is erected may exceed \$3,600, but shall not exceed \$4,500 where such house is constructed with walls of brick, hollow-tile, stone or concrete, and roofing of fire-proof materials.

Approval
of director
to exceeding
\$3,600 cost
of house
and land.

43. The Treasurer of Ontario is authorized to pay out of the Consolidated Revenue Fund to Joseph M. Delamere, Clerk Assistant and Clerk of Routine of the Assembly, the sum of Five Hundred Dollars, the said sum being in acknowledgment of over fifty years' faithful service by the said officer.

Special
grant to
clerk
assistant
of the
Assembly.

44. Sections 3, 4, 8, 10, 21, 23, 25, 30, 32, 33, 34, 35, 42, and 43 of this Act shall come into force and take effect from and after the day of the date of the assent of the Lieutenant-Governor to this Act.

Commence-
ment of
Act.

CHAPTER 26.

An Act to amend The County Judges Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The County Judges Act, 1919.*

Rev. Stat.,
c. 58, s. 5,
repealed.

2. Section 5 of *The County Judges Act* is repealed and the following substituted therefor:—

Junior
judges.

5. A junior judge may be appointed for each of the Counties of York and Wentworth.

Saving as
to appoint-
ments,
heretofore
made.

3. The repeal of the said section shall not affect any appointment of a junior judge heretofore made.

Rev. Stat.,
c. 58,
amended.

4. *The County Judges Act* is amended by adding thereto the following sections:—

County
court
districts.

20.—(1) The Lieutenant-Governor in Council may order that any two or more counties in Ontario shall form a county court district for the purposes of this Act, and that the district so formed shall be erected and established as from a day to be named by the Lieutenant-Governor by his proclamation in the *Ontario Gazette*.

Rearrange-
ment of
districts.

(2) Any district so formed may from time to time be dissolved, re-established, altered or re-arranged by the Lieutenant-Governor in Council, and the dissolution, re-establishment, alteration or re-arrangement shall take effect from a day to be named by proclamation in the *Ontario Gazette*.

21. After the erection of a county court district, the several county courts, courts of general sessions, division courts, courts for the hearing of appeals and complaints under *The Assessment Act* or *The Voters' Lists Act*, and all other courts which a county judge may hold in each county shall be held by the judges, including the junior judges in the district, in rotation so far as may be practicable in view of the respective general length of service and strength of the other judges, and the special duties assigned to junior judges as well as in view of other offices, if any, held by any of the judges, and all other circumstances. ^{Holding courts in districts.}
22. The judges in each county court district shall meet together at least once in every year, and the judges present or a majority of them, shall arrange and appoint which of the said courts in the district shall be held by each of the judges of the district throughout the ensuing year, and what other judicial work each shall discharge in the respective counties of the district throughout the year. ^{Annual meeting for assignment of duties.}
23. Every judge to whom any duty is assigned at such meeting shall perform the duty so assigned to him, and if he is, by reason of illness or other cause, unable to perform the same, he shall so far as possible, arrange to have the duty performed by another person competent by law in that behalf. ^{Judges to perform duties assigned.}
24. Where by reason of the absence or illness of a judge, or from any other cause, it is impossible for the arrangements made at such meeting to be carried out with respect to any duty belonging to a county court judge, the judges of the district shall see that the deficiency is supplied by some other person competent by law in that behalf, and shall forthwith communicate what they do therein to the Secretary of the Province. ^{Absence or illness of judge.}
25. The judge of any county forming part of a district may exercise and perform in any part of the district any power or duty assigned to the judge of a county court by any statute of Ontario or any judicial act affecting the courts or ^{Judge to have jurisdiction throughout district.}

business of the county of which his commission designates him as judge, and being within the legislative authority of Ontario.

Where
vacancy
occurs and
business
does not
warrant new
appointment.

26. Where a vacancy occurs in the office of the judge of the county court in any county included in a county court district, and the Lieutenant-Governor declares that, owing to the lack of sufficient business, it is unnecessary that the vacancy should be filled, the remaining judges in the district shall arrange for the performance of the duties of the judge of the county court of the county in which the vacancy occurs by one of themselves or by some other person competent by law in that behalf, and every judge or other person so acting shall have the like powers, and shall perform the like duties as a judge or other person competent by law in that behalf appointed or authorized for that purpose may exercise and perform under any statute of Ontario in the county in which the vacancy has occurred.

Annual
allowance
to county
and district
judges.

5.—(1) Except as to any judge of the county courts of the Counties of York, Wentworth, Middlesex and Carleton who holds office at the time of the commencement of this Act, there shall be paid to the judge of every county and district court, and where there are more judges than one, to the senior judge of the county or district court and to each of the junior judges in the County of York, and the junior judge in the County of Wentworth, an annual allowance of \$1,000 payable monthly, and the said allowance shall be payable out of and chargeable upon the Consolidated Revenue Fund.

Amount of
allowance
to present
judges of
certain
counties.

(2) In the County of York there shall be payable to the senior judge holding office at the time of the commencement of this Act, an annual allowance of \$2,600, and to each of the junior judges in the said county holding office at the said date, an annual allowance of \$1,600; in the County of Wentworth there shall be payable to the senior judge holding office at the said date, an annual allowance of \$1,500, and to the junior judge holding office at the said date, an annual allowance of \$1,000; in the County of Middlesex there shall be payable to the senior judge holding office at the said date, an annual allowance of \$1,300, and to the junior judge holding office at the said date an annual allowance of \$1,000; and in the County of Carleton there shall be payable to the senior judge holding office at the said date, an annual allowance of \$1,300, and to the junior judge holding office at the said

said date, an annual allowance of \$1,000, and the said allowances shall be payable monthly out of the Consolidated Revenue Fund.

- (a) Upon any judge mentioned in this subsection ceasing to hold office his successor, if any, shall be entitled only to the annual allowance provided for in subsection 1.

(3) The said annual sums shall be in lieu of all fees and allowances payable to the judge of a county or district court for any services performed by him under any Act of this Legislature, including fees as Judge of the Surrogate Court and as Local Master of the Supreme Court, and where such fees are payable by the parties to any proceedings before the judge, or upon any order or certificate made or given by him, they shall hereafter be payable in law stamps and shall form part of the Consolidated Revenue Fund, and except as hereinafter provided, the judge of a county or district court shall not be entitled to receive any fees whatever under any Act of this Legislature. ^{Judges not to receive fees.}

(4) Nothing in the foregoing subsections shall apply to or affect the payment of any allowance or fees to the judge of a county or district court with respect to any office which may be lawfully held by him in addition to his office as judge, to which any annual allowance or salary may be attached, or in the performance of his duties as an arbitrator or referee under *The Municipal Act*, *The Public Works Act*, *The Ontario Railway Act*, *The Arbitration Act*, or any other statute designating him by his name of office as an arbitrator or referee. ^{Exceptions as to arbitrators, etc.}

(5) The foregoing provisions of this section shall not apply to junior judges except those to whom an annual allowance is payable under subsection 1 or subsection 2, and a junior judge other than those mentioned in the said subsections shall be entitled to receive the same amount of surplus surrogate fees as he would have been entitled to had this Act not been passed and the same shall be payable out of any moneys appropriated by the Legislature for commutation of fees of Surrogate Judges. ^{Exception as to junior judges.}

(6) Nothing in this section contained shall affect or prevent the payment to the judge of a county or district court of his travelling or other expenses when called upon to perform any duty outside the county or district town of the county or district. ^{Travelling expenses not affected.}

6. This Act shall come into force and take effect on a day to be named by the Lieutenant-Governor by his Proclamation ^{Commencement of Act.}

CHAPTER 27.

An Act to amend The Surrogate Courts Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.,
c. 62, s. 35,
amended.

1. Section 35 of *The Surrogate Courts Act* is amended by adding thereto the following subsection:

Death or
absence of
witnesses
to soldier's
or sailor's
will.

(2) Where upon the application for probate of the will of any soldier, mariner, or seaman who was on active military or naval service at the time of the execution of the will, it appears that the witnesses, are dead or are incompetent, or that the whereabouts of the witnesses, or either of them, is unknown, the Judge of the Surrogate Court to whom such application is made, may accept such evidence as he may consider satisfactory as to the validity and proper execution of such will notwithstanding anything contained in this Act or in the rules or regulations of the Surrogate Court to the contrary.

Rev. Stat.,
c. 62, s. 69,
amended.

2. Section 69 of *The Surrogate Courts Act* is amended by adding thereto the following as subsections 13, 14, 15 and 16.

Application
for order
allowing
claim.

(13) On any proceeding under this section the Judge, on the application of any party interested and who is desirous of having at the hearing of the application or the adjudication on the claim the testimony of any person or persons residing out of Ontario, including the applicant or any of the interested parties, may order the issue of a Commission out of and under the Seal of the Court to a Commissioner to take the evidence of such person or persons.

(14) In case it is made to appear to the Judge that a material and necessary witness, residing in Ontario, is sick, aged or infirm or is about to leave Ontario and that his attendance as a witness cannot be procured the Judge may make an order appointing a person to take testimony *de bene esse* and provide to whom notice of such examination is to be given.

(15) The parties interested shall have the right to issue subpoenas out of the court, before the Judge of which proceedings under this section are pending, to enforce the attendance of witnesses within Ontario to give evidence on any proceeding under this section.

(16) The provisions of the Rules of the Supreme Court so far as the same are applicable shall apply to every application for such commission or order for examination; the issue, execution, enforcement and return thereof and the Judge shall have power to award costs of all such proceedings according to the tariff in force from time to time for like services in county courts.

3. Section 71 of the *Surrogate Courts Act* is amended by adding thereto the following subsection:—

3a. The Judge, on the passing of such accounts, shall have jurisdiction to allow for the past maintenance of infants to such an extent as in his opinion may be proper and just.

4. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 28.

An Act to amend The Devolution of Estates Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title. **1.** This Act may be cited as *The Devolution of Estates Act, 1919*.

8 Geo. V,
c. 20, s. 22,
repealed.

2. Subsection 7 of section 13 of *The Devolution of Estates Act*, as enacted by section 22 of *The Statute Law Amendment Act, 1918*, is repealed, and the following substituted:—

Real prop-
erty not to
vest until
statement
under Rev.
Stat., c. 24,
filed.

- (7) Notwithstanding anything contained in subsection 1 hereof, real property, devolving by reason of any will which has not been proved or registered or by reason of any intestacy in respect of which letters of administration have not been granted, shall not vest at the expiration of three years after the death of the deceased in the persons beneficially entitled thereto under such will or intestacy or their assigns as in that subsection provided unless and until a statement similar to that required by section 11 of *The Succession Duty Act* has been filed either with the Treasurer of Ontario or with the Registrar of the Surrogate Court of the county or district where the deceased had his fixed place of abode or where such real property or part thereof is situate, and, unless with the consent in writing of the Treasurer of Ontario or of some one authorized by him to consent, no deed, conveyance, assignment or other document or instrument purporting to convey, transfer or assign such real property shall be registered with the
- the

the Registrar of Deeds or Officer of Land Titles of the county or district where such real property or part thereof is situate, unless accompanied by a certificate of the Registrar of the Surrogate Court of the county or district where the deceased had his fixed place of abode, or where such real property or part thereof is situate, showing that a statement similar to that required by section 11 of *The Succession Duty Act* has been filed with him, and such certificate shall be deposited with the Registrar of Deeds or Officer of Land Titles.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

Commence-
ment of
Act.

CHAPTER 29.

An Act to amend The Wills Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.,
c. 210, s. 14,
amended.

1. Section 14 of *The Wills Act* is amended by adding thereto the following subsection:

Testamen-
tary cap-
acity of
soldier or
sailor
although
a minor.

(2) Any such soldier, mariner or seaman shall be deemed to have been since the 4th day of August, 1914, of testamentary capacity and to have been capable of making a valid disposition by his will of any of his property whether real or personal, notwithstanding that he was at the time of the execution of his will under the age of twenty-one years.

Commence-
ment of
Act.

2. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 30.

An Act respecting Proof of Death of Soldiers and Sailors while on Active Service.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Soldiers' and Sailors' Proof of Death Act, 1919.* Short title.

2. The production of a certificate in writing signed by the Adjutant General, Acting Adjutant General, or Director of the Record Office at Militia Headquarters, Ottawa, stating that the person named in such certificate was a member of the Canadian Expeditionary Force, and that he has been officially reported as having died, killed in action, died of wounds, or presumed to be dead, shall be sufficient proof of the death of such person for any purpose to which the authority of the Legislature of Ontario extends. What to be deemed sufficient proof of death.

CHAPTER 31.

An Act to amend The Trustee Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The Trustee Act, 1919*.

Rev. Stat.,
c. 121, s. 28,
subs. 1, re-
pealed.

2. Subsection 1 of section 28 of *The Trustee Act* is repealed and the following substituted therefor:—

Power to
invest trust
moneys in
certain
securities.

28.—(1) A Trustee having money in his hands which it is his duty, or which it is in his discretion to invest at interest, may invest the same in the debentures, bonds, stock or other securities of, or guaranteed by, the Government of the Dominion of Canada, or of or guaranteed by any Province of Canada, or of the Government of the United Kingdom, or of any municipal corporation in Canada, including debentures issued for public school purposes or guaranteed by any municipal corporation in Ontario, or secured by or payable out of rates or taxes levied under the law of any Province of Canada on property situated in such Province and collectable by or through the municipality in which such property is situated, in the same manner and with the same rights of enforcing payment, as in the case of general municipal taxes in such municipality, or in securities which are a first charge on land held in fee simple in Ontario, Manitoba, Saskatchewan, Alberta or British Columbia, provided such investments are in other respects reasonable and proper, or he may entrust the same to a trust company incorporated or licensed under the laws of Ontario to invest as his agent in any of the above mentioned securities in the manner contemplated by subsection 2 of section 17 of *The Loan and Trust Corporations Act*, provided that in the case of a company licensed under the laws of Ontario it has been approved by the Lieutenant-Governor in Council.

CHAPTER

CHAPTER 32.

An Act to provide for the establishment of the Office of Public Trustee.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Ontario Public Trustee Act*.

CROWN ADMINISTRATION AND ESCHEATED ESTATES.

2. *The Crown Administration of Estates Act*, is amended by substituting for the words "Attorney-General of Ontario" and "Attorney-General" wherever the same occur in the said Act, the words "Public Trustee."

3. Subsection 1 of section 2 of *The Escheats Act* is amended by striking out the words "Attorney-General" in the fourth line and substituting therefor the words "Public Trustee."

OFFICIAL COMMITTEE.

4.—(1) Section 6 of *The Prisons and Public Charities Inspection Act* is repealed.

(2) Sections 35 to 46 of *The Hospitals for the Insane Act* are amended by striking out the word "Inspector" wherever it occurs therein and substituting therefor the word "Public Trustee."

(3) All the rights, powers, duties, obligations, money or estates which under the sections referred to in subsection 2 or anything done in pursuance thereof are vested in the Inspector of Prisons and Public Charities or which belong to him either by his name of office or in his corporate capacity, shall upon the coming into force of this Act become vested in and shall belong to the Public Trustee.

CHARITIES ACCOUNTING.

5 Geo. V.
c. 23.
amended.
Duties of
Attorney-
General
transferred
to Public
Trustee.

5. *The Charities Accounting Act, 1915*, is amended by striking out the words "Attorney-General" wherever they occur in the said Act and amendments thereto, and substituting therefor the words "Public Trustee."

PUBLIC TRUSTEE.

Establish-
ment of
office.

6.—(1) There shall be established the office of Public Trustee.

To be a
corporation
sole.

(2) The Public Trustee shall be a corporation sole under that name with a perpetual succession and an official seal, and may sue and be sued under the above name in the same manner as any other corporation sole.

Attorney-
General
to act until
appoint-
ment made.

7.—(1) Until another appointment is made as herein after provided, the Attorney-General of Ontario shall *ex officio* be the Public Trustee.

Qualifica-
tion.

(2) The Lieutenant-Governor in Council may appoint a member of the Bar of Ontario of not less than five years' standing, to be the Public Trustee, and may appoint such persons as officers, clerks and servants in the office of the Public Trustee, as may be necessary for the purposes of this Act.

Salaries.

(3) The salaries or other remuneration of the Public Trustee and of the officers, clerks and servants in his office, shall be fixed by the Lieutenant-Governor in Council and may be payable out of such moneys as may be appropriated by the Legislature for that purpose, or out of any fund established under this Act, as the Lieutenant-Governor may from time to time direct.

Duties as
to escheated
estates.

8. In addition to the duties imposed upon him by *The Crown Administration of Estates Act* and *The Charities Accounting Act, 1915*, as amended by this Act, it shall be the duty of the Public Trustee to make enquiries from time to time as to property which has escheated, or become forfeited for any cause to the Crown, or in which the Crown as represented by the Province of Ontario, may be interested, and all persons shall furnish to the Public Trustee such information as he may require, and in default of so doing shall be liable to a penalty not exceeding \$100.

Powers in,
conducting
enquiry.

Rev. Stat.
c. 18.

9. For the purposes of any enquiry under section 8, the Public Trustee, shall have all the powers which may be conferred upon a Commissioner under *The Public Enquiries Act*.

10.—(1) The Public Trustee, by that name or by other sufficient description with his consent in writing, may be appointed to be trustee of any will or settlement or other instrument creating a trust or duty, and may be so appointed whether the will or settlement or other instrument creating the trust or duty was made or came into operation before or after the passing of this Act, and either as an original or as a new trustee, or as an additional trustee, in the same manner and by the same person or court as if he were a private trustee, with this addition that though the trustees originally appointed were two or more, the Public Trustee may be appointed sole trustee.

Acceptance
and execu-
tion of
trusts.

(2) Where the Public Trustee has been appointed a trustee of any trust, the co-trustee may retire from the trust in accordance with section 3 of *The Trustee Act*, notwithstanding that there are not more than two trustees, and without such consent as is required by that section.

Retirement
of co-
trustee.

Rev. Stat.
c. 121.

11. The Public Trustee shall not invest any of the funds in his hands as such trustee in any securities other than securities issued by the Government of Canada or the Government of Ontario. But this shall not apply to any trust accepted by the Public Trustee under section 16.

Public
Trustee's
investments.

12. Subject to the regulations, the Public Trustee may employ solicitors, bankers, accountants, brokers and such other persons as he may consider necessary.

Employ-
ment of
solicitors,
etc.

13.—(1) There shall be a charge in respect of the duties of Public Trustee by way of percentage or otherwise, as may be prescribed by the regulations, and such fees shall be collected and accounted for by such persons, and in such manner, and shall be paid to such account as the regulations may direct.

Fees and
charges for
support of
office.

(2) Any expenses which might be retained or paid out of trust property, if the Public Trustee were a private trustee, shall be retained and paid, and fees shall be retained and paid in like manner, and in addition to such expenses.

Expenses
and fees
to be
retained.

14.—(1) The fees payable in the office of the Public Trustee shall be arranged from time to time as far as possible, so as to produce an annual amount sufficient to discharge the salaries and other expenses incidental to the office of Public Trustee, and subject to the regulations, may include such sums as may from time to time be determined, for the purpose of forming an assurance fund against loss under this Act.

Rearrange-
ment of
fees so as
to make
office self-
supporting.

Accounts.

(2) The regulations may provide for the payment into a separate bank account of all moneys received for fees, charges and expenses in the office of Public Trustee to the credit of a special fund, and for the payment out of such fund of the salaries or other remuneration, and the expenses of the Public Trustee and the officers, clerks and servants in his office.

Money received under Rev. Stat. c. 73.

(3) Notwithstanding anything contained in *The Crown Administration of Estates Act*, the Lieutenant-Governor in Council may direct that moneys coming to the hands of the Public Trustee under that Act or any part of the same, shall be placed to the credit of the special fund and applied to the purposes of subsection 2.

Payment over of balances.

(4) The Lieutenant-Governor in Council may from time to time direct the payment into the Consolidated Revenue Fund of any balance at the credit of the said fund.

Manner of paying into and out of fund.

(5) Payments into and out of the said fund shall be made in such manner and subject to such conditions as may be prescribed in the regulations.

Consolidated Revenue to be liable for losses.

15. All sums required to discharge any liability which the Public Trustee, if he were a private trustee, would be personally liable to discharge, shall be made good out of the Consolidated Revenue Fund, except where the liability is one to which neither the Public Trustee or any of his officers has in any way contributed, and which he or any of his officers could, by the exercise of reasonable diligence, have avoided, in which case the Public Trustee shall not, nor shall the Consolidated Revenue Fund, be subject to any liability.

Charitable and public trusts.

16. The Public Trustee may accept and administer any charitable or public trust.

Regulations.

17. The Lieutenant-Governor in Council may make regulations:

(a) respecting the office of Public Trustee, and prescribing the trusts or duties he is authorized to accept or undertake under the provisions of this Act, and the security, if any, to be given by the Public Trustee and his officers;

(b) for fixing the fees and charges in the office of the Public Trustee and the application and disposal of the same;

(c)

- (c) respecting the transfer to and from the Public Trustee of any property;
- (d) respecting the accounts to be kept and the auditing thereof;
- (e) for the establishment of an assurance fund by the payment of fees on the business of the office of the Public Trustee, for the purpose of meeting any losses for which the office of Public Trustee may be liable;
- (f) for constituting a committee or board for the supervision of the investments or other dealings with property, by the Public Trustee, and for providing for the remuneration by fees, or otherwise, of the members of such committee;
- (g) generally for the better carrying out of the provisions of this Act.

18. This Act shall come into force and take effect on the first day of September, 1919.

Commence-
ment of
Act.

CHAPTER 33.

An Act respecting the Boundaries of the Electoral Districts and Registry Divisions of Fort William and Port Arthur.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title. **1.** This Act may be cited as *The Fort William and Port Arthur Boundaries Act, 1919.*

4 Geo. V,
c. 4,
Sched. B,
amended.

Boundaries
of Electoral
District of
Fort
William.

2.—(1) The paragraph numbered 17 in Schedule "B" of *The Representation Act*, being Chapter 4 of the Acts passed in the fourth year of His Majesty's reign, is amended by striking out all the words therein after the word "from" in the eleventh line down to and including the word "less" in the fifteenth line and substituting therefor the following words: "the south-east angle of the Grand Trunk Pacific Block 1; thence south astronomically to the said south-east angle; thence east along the north boundary of the Township of Forbes and the production thereof."

4 Geo. V,
c. 4,
Sched. B.

Boundaries
of
Port Arthur.

(2) The paragraph numbered 63 in the said schedule is amended by striking out all the words therein after the word "from" in the eighteenth line down to and including the word "less" in the twenty-second line and inserting in lieu thereof the words "the south-east angle of the Grand Trunk Pacific Block 1; thence south astronomically to the said south-east angle; thence east along the north boundary of the Township of Forbes and the production thereof."

Boundaries
of registry
divisions
of Fort
William and
Port Arthur.
Rev. Stat.,
c. 124, § 8
Geo. V, c. 27.

3. Notwithstanding anything contained in *The Fort William Land Titles and Registry Office Act, 1917*, or in *The Registry Act* as amended by section 22 of *The Registry Amendment Act, 1918*, the boundaries of the registry and land titles divisions of Fort William and Port Arthur respectively shall be and be deemed to have been, from the 1st day of March, 1914, the boundaries of the electoral districts of Fort William and Port Arthur respectively as set out in Schedule "B" to *The Representation Act* as amended by section 2 of this Act.

4. The territory comprised in the registry division of^{Registry} Thunder Bay shall, for the purpose of the registry of land^{division of} titles, and deeds, be hereafter known as "The Registry^{Port} Division of Port Arthur."

5. This Act shall come into force upon the day upon which^{Commence-} it receives the Royal Assent.^{ment of Act.}

CHAPTER 34.

An Act to amend The Workmen's Compensation Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The Workmen's Compensation Act, 1919*.

4 Geo. V.
c. 25, s. 2,
subs. 1,
cl. p,
amended.

Exception
as to clerical
work
amended.

2. The clause lettered (*p*) in subsection 1 of section 2 of *The Workmen's Compensation Act*, as amended by subsection 2 of section 1 of chapter 24 of the Statutes of 1915, and by subsection 1 of section 4 of chapter 34 of the Statutes of 1917, is further amended by striking out the words "or a person engaged in clerical work and not exposed to the hazards incident to the nature of the work carried on in the employment."

4 Geo. V.
c. 25, s. 8,
amended.

3. Section 8 of *The Workmen's Compensation Act* is amended by adding thereto the following subsection:

Alien
enemies not
entitled to
compensation.

(3) No resident of an enemy country, or of a country voluntarily withdrawn from alliance with the British Empire during the Great War, or of a country in default of establishing peaceful and harmonious relations with the British Empire, shall be entitled to compensation under this Act.

4 Geo. V.
c. 25, s. 10,
subs. 1, 2
and 4,
repealed.

4.—(1) Subsections 1, 2 and 4 of section 10 of *The Workmen's Compensation Act* are repealed and the following substituted therefor:—

Employers
and contractors.

(1) The workmen of a contractor or sub-contractor executing any work in or for the purposes of an industry under Part I of this Act, carried on by another person, in this section referred to as the principal, shall be deemed to be the workmen of the principal unless and until such contractor

or

or sub-contractor is, in respect of such work, assessed, or added and assessed, as the case may be, as an employer in Schedule 1, or, in cases where such contractor or sub-contractor is, in respect of such work, individually liable for payment of compensation, unless and until the Board finds and declares that the responsibility of such contractor or sub-contractor is sufficient protection to his workmen for the benefits provided for by the Act.

- (2) Where a principal has made payment of assess-^{Right of principal}ment or compensation or furnished medical aid ^{employer to}which but for subsection 1 he would not have ^{reimburse-}been liable to pay or furnish, he shall be entitled ^{ment from}to reimbursement from the contractor or sub-contractor to such extent as the Board finds such contractor or sub-contractor would have been liable.

(2) Subsection 5 of section 10 of *The Workmen's Com-*^{5 Geo. V,}
ensation Act, as re-enacted by section 5 of chapter 24 of the ^{c. 24, s. 5,}
Statutes of 1915, is amended by striking out the words "pay ^{subs. 5}compensation or contribute to the accident fund under this ^{amended.}section he shall be entitled to be indemnified by any person who should have paid the same," and substituting therefor the words "make payment to the Board under subsection 3 he shall be entitled to be indemnified by any person who ^{Right of}should have made such payment and shall be entitled to with- ^{indemnity.}hold out of any indebtedness due to such person a sufficient amount to answer the same."

5.—(1) Subsection 1 of section 33 of *The Workmen's*^{4 Geo. V,}
Compensation Act is amended as follows:— ^{c. 25, s. 33,}
^{subs. 1}
^{amended.}

(a) By substituting "\$30" for "\$20" in paragraph (b) ^{Scale of}
of the said subsection; ^{compen-}
^{sation.}

(b) By substituting "\$30" for "\$20," "\$7.50" for
"\$5," and "\$60" for "\$40" in paragraph (c)
of the said subsection, as amended by subsection
1 of section 6 of chapter 34 of the Statutes of
1917;

(c) By substituting "\$60" for "\$40" in paragraph
(d) of the said subsection.

(2) Subsection 2 of the said section 33 is amended by add-^{4 Geo. V,}
ing at the end of subsection 2 of the said section, as amended ^{c. 25, s. 33,}
by section 14 (b) of chapter 24 of the Statutes of 1915, ^{subs. 2}
^{amended.}
the

the following words "and in any case under the said clause compensation may be made wholly or partly in a lump sum or by such form of payment as the Board in the circumstances deems most suitable."

4 Geo. V.
c. 25, s. 33
amended.

(3) The said section 33 is amended by adding the following subsection:—

Minimum
amount of
monthly
payments
to depend-
ants.

(6) Subsection 5 shall not reduce the monthly payment to a widow or invalid husband lower than \$20, nor, except so far as may be necessary to prevent the total monthly payment to all dependants from exceeding \$40, shall it reduce the monthly payment for a child, where there is also a dependent widow or invalid husband, lower than \$5, or the monthly payment to or for a child, where the sole dependants are children or where the dependent widow or invalid husband has died, lower than \$10.

4 Geo. V.
c. 25,
amended.

6. *The Workmen's Compensation Act* is amended by adding the following section:—

Commuting
compensa-
tion for
lump sum.

43a. The Board, for the purpose of enabling the workman to obtain an artificial limb, or in any other case where it deems it proper, may, at any time or times, make or direct partial commutation or lump sum payment of his compensation, or otherwise alter the form of payment, as in the circumstances seems most for his advantage;

7 Geo. V.
c. 34, s. 9
amended.

Medical
Aid.

7.—(1) Subsection 1 of section 44a of *The Workmen's Compensation Act*, as enacted by section 9 of chapter 34 of the Statutes of 1917, is amended by striking out the words "during the period of one month from the date of the disability" in the fourth and fifth lines thereof.

7 Geo. V.
c. 34, s. 9
amended.

(2) The said section 44a is further amended by adding the following subsection:—

Duty of
employer
as to
furnishing
injured
workmen
with trans-
portation.

(10a) Every employer shall at his own expense furnish to any workman injured in his employment, who is in need of it, immediate conveyance and transportation to a hospital, or to a physician, or to the workman's home, and any employer failing so to do shall be liable, by order of the Board, to pay for such conveyance and transportation as may be procured by the workman or by anyone for him, or as may be provided by the Board.

8. Subsection 1 of section 75 of *The Workmen's Compensation Act* is amended by substituting for the words "or Schedule 2" at the end of subsection 1 the words "but no withdrawal or exclusion under the authority of this subsection shall have the effect of excluding any industry from Schedule 2."^{4 Geo. V, c. 25, s. 75, amended. Withdrawing industries from classes.}

(2) The said section 75 is amended by adding the following subsection:—^{4 Geo. V, c. 25, s. 75, amended.}

(4) Any workman in any industry excluded under the authority of subsection 1 may notify the Secretary of the Board that he desires such industry to be included in Schedule 1, and such notice upon receipt thereof by the Secretary shall have the same effect as a notice of election from the employer.^{Election of workman.}

9. Subsection 4 of section 78 of *The Workmen's Compensation Act*, as amended by section 7 of chapter 31 of the Statutes of 1916, is further amended by adding at the end thereof the following words, "and default or delay in furnishing any such statement or insufficiency of estimate of expenditure for wages shall also render the employer liable to pay an additional percentage of assessment or to pay interest, as fixed by the Board."^{4 Geo. V, c. 25, s. 78, amended. Consequences of default in furnishing statements.}

10. Subsection 3 of section 96 of *The Workmen's Compensation Act* is amended by substituting for the words "as is" in the second line thereof, the words "and liability as are."^{4 Geo. V, c. 25, s. 96, amended.}

11. Subsection 1 of section 99 of *The Workmen's Compensation Act*, as amended by section 29 of chapter 24 of the Statutes of 1915, is further amended by inserting after the word "wages" in the third line thereof the words "or which necessitates medical aid."^{4 Geo. V, c. 25, s. 99, amended.}

12. Section 105 of the said Act, as amended by section 31 of chapter 24 of the Statutes of 1915, is further amended by striking out the words "and persons engaged in clerical work and not exposed to the hazards incident to the nature of the work carried on in the employment," in the fourth, fifth, and sixth lines thereof.^{4 Geo. V, c. 25, s. 105, amended. Application of Part II.}

13. Section 109 of the said Act is amended by substituting for the words "farm labourers or" the words "the industry of farming or to."^{4 Geo. V, c. 25, s. 109, amended.}

Commence-
ment of
Act.

14. Sections 2 and 12 of this Act shall take effect on the first day of January, 1920, and section 3, except as to any payment of compensation already actually made, shall take effect as if enacted on the first day of January, 1915, and the remaining sections of this Act shall come into force upon the day upon which it receives the Royal Assent.

CHAPTER 35.

An Act to amend The Marriage Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Marriage Law Amendment Act, 1919.* Short title.

2.—(1) Subsection 1 of section 15 of *The Marriage Act* Rev. Stat., c. 148, s. 15, subs. 1, amended. is repealed and the following substituted therefor:

15.—(1) Where either of the parties to an intended marriage, not a widower or a widow, is under the age of eighteen years, the consent in writing of the father if living, or, if he is dead, of the mother if living, or of a guardian if any has been duly appointed, shall be obtained from the father, mother or guardian before the license is issued or before the proclamation of the intention of the parties to intermarry is made, and except in the cases provided for in subsections 3 and 4 and in section 16 and section 16a as enacted by section 3 of *The Marriage Law Amendment Act, 1916*, in any action brought under the provisions of sections 36 and 37 hereof such consent shall be deemed to be an absolutely essential condition precedent to the formation or solemnization of a valid marriage, and the marriage if solemnized without such consent shall, subject to the other provisions of the said sections 36 and 37 be absolutely null and void. Consent to marriage of minor under eighteen.

(2) Subsection 2 of the said section 15 is amended by adding after the word "consent" in the first line, the words "in writing." Rev. Stat., c. 148, s. 15, subs. 2, amended.

(3)

Rev. Stat.,
c. 148,
s. 15,
subs. 4,
amended.

(3) Subsection 4 of the said section 15 is amended by adding after the word "consent" in the first line the words "in writing," and by adding after the word "required" in the first line the words "to be obtained as aforesaid."

Rev. Stat.,
c. 19,
subs. 5,
amended.

3. Subsection 5 of section 19 of *The Marriage Act* is amended by adding thereto the following words, "to be obtained from the parent or guardian" after the word "required" in the third line.

Rev. Stat.,
c. 148,
s. 36,
subs. 1
amended.
Declaration
of nullity
of marriage.

4.—(1) Subsection 1 of section 36 of *The Marriage Act* is amended by adding after the word "intermarry" in the seventh line, the words, "such form of marriage shall be absolutely null and void to all intents and purposes and," and by adding at the end of the first paragraph thereof the following words: "and shall so declare and adjudge that a valid marriage was not effected or entered into and that such form of marriage was and is absolutely null and void to all intents and purposes."

Rev. Stat.,
c. 148,
s. 36,
subs. 3,
amended.
When
court
bound to
grant
relief.

(2) Subsection 3 of the said section 36 is amended by adding after the word "ceremony" the words "but in all other cases, subject to the provisions of this Act, the Supreme Court shall be bound to grant the relief asked for."

Rev. Stat.,
c. 148, s. 37,
amended.

5. Section 37 of *The Marriage Act* is amended by adding thereto the following subsection:

Court may
proceed
where
parties fail
to give
evidence.

(6) If either party fails, neglects or refuses to give evidence in support of his or her case the action may proceed and a judgment, declaration or adjudication shall be made or given upon the evidence submitted by either the plaintiff or defendant.

Application
of amend-
ments to
pending
proceedings.

6. The amendments made by this Act shall apply to and govern all the rights and remedies of the parties in all actions and legal proceedings already commenced and now pending and being carried on in the Supreme Court or on any appeal therefrom, or that may at any time hereafter be commenced for a declaration and adjudication in accordance with the provisions of section 15 and section 36 and the following sections of *The Marriage Act*.

Commence-
ment of
Act.

7. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 36.

An Act respecting The Law Society of Upper Canada.

Assented to 24th April, 1919.

HIS MAJESTY; by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Law Society Act, 1919*. Short title.

2. Where any person has served in the Canadian Expeditionary Force, or in the Imperial Expeditionary Forces, or in the Naval Forces in the late war, and is in good standing, or has been discharged in good standing, The Law Society of Upper Canada, notwithstanding anything contained in *The Law Society Act, The Barristers' Act, The Solicitors' Act*, may, in its discretion, by resolution of the Benchers in Convocation assembled, shorten the period for which such person would otherwise be required to stand upon the books of the Society before being called to the Bar.

3. Notwithstanding anything contained in the said Statutes, or in the Articles of Clerkship by which an article clerk is bound to serve, the Society may, in like manner, and in such cases, in its discretion, shorten the time of service under such Articles, and any such resolution shall be a complete discharge of such article clerk from the obligations of such Articles for any time in excess of such shortened period.

4. Notwithstanding anything in the said Statutes, the said Society may in like manner authorize such of the afore-said persons as they may deem proper who were not article clerk before joining any such Forces, to enter into Articles of Clerkship for such shortened period as they may deem proper in each case.

Rules.

5. The Benchers may make such rules as they may deem necessary for the better carrying of this Act into effect.

Grants to
patriotic
funds con-
firmed.

6. All grants heretofore made to The Canadian Patriotic Fund, to the British Red Cross Society and the Navy League by the Law Society of Upper Canada, are declared to be legal and valid, and are hereby confirmed.

Commence-
ment of
Act.

7. This Act shall come into force and take effect from and after the day of the date of the assent of the Lieutenant-Governor thereto.

CHAPTER 37.

An Act to consolidate and amend the Acts Respecting Stationary and Hoisting Engineers.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Stationary and Hoisting Engineers' Act, 1919.* Short title.

2. In this Act—

Interpretation.

- (a) "B.H.P." shall mean boiler horse power or the equivalent to the evaporation of 34 lbs. of water per hour from and at 212°—15 sq. ft. heating surface for return tubular boilers,—12 sq. ft. heating surface for locomotive type boilers,—10 sq. ft. heating surface for water tube boilers;
- (b) "Board" shall mean the Board of Examiners appointed as hereinafter provided; "Board."
- (c) "Hoisting plant" shall mean and include a steam boiler, a boiler and steam engine and every part thereof, working at a pressure of twenty pounds or over irrespective of horse power and used for hoisting in structural operations or excavating purposes; "Hoisting Plant."
- (d) "Minister" shall mean member of the Executive Council charged by the Lieutenant-Governor in Council with the administration of this Act; "Minister."
- (e) "Steam plant" shall mean and include a steam boiler, a boiler and a steam engine and every part thereof and thing connected therewith or used with reference to any such boiler or engine or under the care of an engineer. "Steam Plant."

Exceptions.

3. Nothing in this Act shall apply to the operation of any steam plant having a capacity of less than fifty horse-power, nor to steam heating plants operating at a pressure of twenty pounds or under, nor to the operation of a locomotive engine or a steamboat or steamship engine or a hoist at a mine or quarry, nor to boilers used for agricultural purposes.

Board of examiners, constitution and powers.

4. The Lieutenant-Governor in Council may appoint a board of examiners consisting of three competent and independent engineers practically conversant with the construction of boilers and the operation of steam plants, who shall hold office during pleasure and who, subject to the regulation mentioned in the next following section shall prescribe the subjects in which candidates for certificates of qualification as stationary or hoisting engineers shall be examined, and shall conduct or provide for and supervise the examination of candidates and report thereon to the Minister.

Regulations.

5. The Lieutenant-Governor in Council, upon the recommendation of the Minister, may make regulations for:

- (a) The examination of candidates, the granting of certificates, the classifying of the holders of these certificates into their respective grades, and the evidence to be furnished by candidates as to previous training or experience and sobriety and good character, and the recording of changes made in an engineer's position;
- (b) Determining the time of duration of certificates and their renewal;
- (c) Fixing the fees to be paid by candidates upon examination and for certificates and their renewal;
- (d) Prescribing the causes for which a certificate may be revoked, cancelled, or suspended; and for
- (e) Fixing the fees or other remuneration to be paid to the members and officers of the board;
- (f) For fixing the fees to be paid by plant owners for certificates of registration.

Qualification of candidates.

6. No person shall be eligible for examination unless he is a British subject, or has resided in Canada for at least one year.

4.—(1) On the recommendation of the board and on payment of the prescribed fees, the Minister may issue certificates of qualifications to stationary or hoisting engineers, and certificates of registration to plant owners. Certificates of qualification.

(2) Subject to the regulations a certificate may be revoked, cancelled or suspended by the Minister on the recommendation of the board at any time. Revocation or suspension.

(3) Every stationary or hoisting engineer shall, during the continuance of his certificate, register with the board on or before the 1st day of February of each year on a form to be furnished by the board, and any stationary or hoisting engineer who fails to do so shall not continue in charge of a steam plant unless by special permission of the board. Registration of holders of certificates.

(4) It shall be the duty of all owners of steam plants to advise the board, on a printed form supplied by the board on application, of the B.H.P. and steam pressure of their plants, on receipt of which, together with the prescribed fee, the Minister will issue a registration certificate. Any change made in the plant subsequent to registration will necessitate a re-registration of same. Particulars as to plants to be furnished by owners.

(5) It shall be the duty of all engineers and firemen who come under this Act to report annually to the board on a form which will be supplied, the B.H.P. and steam pressure of the plant which he is operating. Annual returns by engineers and firemen.

8. A person who is not the holder of a certificate shall not operate or have charge of any steam or hoisting plant except in case of emergency, when he may be employed in operating any steam plant for a period not exceeding thirty days at any one time. Operating without certificate.

9. The board at its discretion may grant a provisional certificate to be good for a period not to exceed one year to any person who holds a stationary or hoisting engineers' certificate from the board of examiners or other duly constituted authority of any other province of Canada. Provisional certificates.

10. The certificate shall at all times be exposed to view in the engine or boiler-room in which the holder thereof is employed. The registration certificate to be exposed to view in the engine or boiler-room also. Failure to keep such certificate exposed shall be *prima facie* evidence of the lack of qualification under this Act. Certificates to be kept displayed.

Application
of Act to
other per-
sons than
engineers.

11. This Act shall not apply to firemen, who have had less than six months' experience, or other workmen acting under the personal direction or supervision of any engineer holding a certificate under this Act, who is actually in charge of a steam plant, or to the employees of engine builders or steam plant contractors engaged in installing, setting up or testing a boiler or steam plant. This section shall not apply to hoisting engineers.

Appeal to
Minister
from Board.

12. Any person who deems himself aggrieved by the decision of the board may appeal therefrom to the Minister, upon giving such notice as the Minister may prescribe and the decision of the Minister shall be final.

Annual re-
port of
Board.

13. The board shall on or before the 15th day of November in every year make to the Minister a report in writing for the year ending on the 31st day of October of the previous year, showing:

- (a) The number of certificates granted;
- (b) The number of applications for certificates refused and the causes for refusal;
- (c) The number of certificates revoked, cancelled or suspended, and the causes for the same;
- (d) The amount of fees received from candidates or holders of certificates;
- (e) The number of boilers registered during the year;
- (f) The amount of fees received from plant owners for registration purposes;
- (g) Such other matters as may be directed by the Minister or the Lieutenant-Governor in Council.

Right to
enter
premises.

14.—(a) Any member of the board or inspector, on presentation of authority in writing, signed by the Minister, may enter any premises wherein he has reason to believe there is a steam or hoisting plant and make such inspection as may be necessary to determine whether the provisions of the Act are being complied with.

(b)

(b) Any person who interferes with or obstructs a member of the board in the exercise of the powers conferred on him, shall incur a penalty not exceeding \$100.

Penalty for interfering.

15. Every person who

Penalty for operating without certificate.

(a) Except as provided in section 8, operates a steam or hoisting plant as the engineer in charge thereof without the certificate required by this Act, or employs or permits any person to operate a steam or hoisting plant as the engineer in charge without such certificate; or

(b) Is guilty of a contravention of subsection 4 of section 7, shall incur a penalty of not less than \$10, nor more than \$25.

16. It shall be the duty of the inspectors of factories to assist in the enforcement of this Act, to report to the board any violation thereof, and to furnish to the board such information as they may have as to the conduct and capability of any person holding or applying for a certificate.

Duty of factory inspector.

17. The penalties provided by this Act shall be recoverable under *The Ontario Summary Convictions Act*.

Penalties recoverable under Rev. Stat. c. 90.

18. *The Stationary and Hoisting Engineers' Act* being chapter 170 of the Revised Statutes of Ontario, 1914; the Act passed in the 4th year of His Majesty's reign, chaptered 28; and section 17 of *The Statute Law Amendment Act, 1915*, are repealed.

Rev. Stat. c. 170; 4 Geo. V., c. 28, and 5 Geo. V., c. 20, s. 17 repealed.

19. This Act shall come into force on the 1st day of January, 1920.

Commencement of Act.

CHAPTER 38.

An Act to amend The Employment Agencies Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Section 5 of *The Employment Agencies Act, 1917*, is amended by inserting therein the following clauses:—

7 Geo. V.
c. 37, s. 5,
amended.

Regula-
tions—
classifying
employ-
ment
agencies.

(a1) Classifying private employment agencies according to the class of employment to be procured and limiting the class of business which may be carried on by any employment agency;

Prohibiting
granting
of licenses.

(a2) Prohibiting the granting of licenses to any class of employment agencies in Ontario;

Exceptions
from
prohibitions.

(a3) Excepting from any such prohibition any employment agency or class of employment agencies, or for excepting from such prohibition any particular class of employment.

Commence-
ment of
Act.

2. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 39.

An Act to regulate the Practice of Optometry.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Optometry Act, 1919*. Short title.
2. In this Act—

	<small>Interpreta- tion.</small>
(a) "Board" shall mean Board of Examiners in Optometry appointed under the authority of this Act;	<small>"Board."</small>
(b) "Regulations" shall mean regulations made under the authority of this Act.	<small>"Regula- tions."</small>
- 3.—(1) There shall be a Board known as the Board of Examiners in Optometry which shall be composed of not more than five persons appointed by the Lieutenant-Governor in Council. Appointment and
constitution
of Board.
- (2) The first members of the Board shall be appointed for such terms respectively that an equal number, as far as possible, shall retire annually at the end of two, four and five years respectively, and thereafter at the expiration of office of any member, his successor shall be appointed for a period of five years. Term of
office.
- (3) In the event of a vacancy occurring by the death, resignation or removal from office of any member, the vacancy shall be filled for the unexpired portion of the term for which such member was appointed. Vacancies.
- (4) A member of the Board may be removed from office at any time for neglect of duty, incompetence or misconduct. Removal
from office.
- (5) The Lieutenant-Governor in Council may appoint one of the members to be Chairman of the Board and may also appoint a Secretary of the Board. Chairman
and
Secretary.

Regulations. 4.—(1) The Board may make regulations—

Courses of training and study.

- (a) Prescribing the course of training and education for persons engaging in the business of optometrists or opticians and the qualifications of persons to be admitted to registration as optometrists or opticians;

Academic training.

- (b) Providing for a course of instruction for candidates for registration in any technical school or other institution in Ontario;

Reciprocity with other Provinces.

- (c) For accepting the licenses, certificates or other evidence of qualification of persons applying for registration who have been carrying on business as optometrists or opticians, or are qualified to do so in any other Province of the Dominion of Canada;

- (d) For fixing the fees payable upon registration and by candidates for examination and registration and for certificates of registration or exemption;

- (e) For admitting to registration under this Act upon special terms any person who has served with the military or naval forces of Great Britain or any of her Allies in the Great War;

- (f) Providing for the annual renewal of any certificate of registration or exemption issued under this Act and for the fees to be payable upon such renewals;

Procedure at meetings and hearing of complaints.

- (g) Prescribing the procedure of the Board at its meetings and upon the hearing of a complaint that any person holding a certificate under this Act has been guilty of any violation of the law, or of incompetence or misconduct;

Duties of staff.

- (h) Prescribing the duties of the secretary and staff of the Board;

- (i) Generally for the better carrying out of the provisions of this Act.

Approval of regulations.

- (2) The Regulations shall not come into force or take effect until they have been approved by the Lieutenant-Governor in Council and such approval has been published in the *Ontario Gazette*.

Register.

5. The Board shall provide a register which shall be kept by the Secretary, and in which shall be entered the name, address

address and qualification of every person registered as an optometrist or optician in Ontario.

6. Every person who, after a day to be named by the Lieutenant-Governor by proclamation, files with the Secretary of the Board an application, verified by oath or by statutory declaration, stating therein that the applicant is more than twenty-one years of age, is of good moral character, and possesses the qualifications as to general education, training and experience prescribed by the Regulations, may be admitted to examination by the Board as to his qualifications as an optometrist or optician, and upon passing such examination shall be registered by the Board as possessing the qualifications required by this Act, and shall receive from the Board a certificate of such registration. Admission to registration.

7.—(1) Every person who, on or before such date as may be fixed by the Regulations, makes application to the Board in the prescribed form, may be granted a certificate of exemption from registration under this Act, and the Secretary of the Board shall enter in a book, to be kept for that purpose, the name of every person applying for such certificate, with the address at which he resides, and the address at which he carries on business. Persons practising the time of passing of Act.

(2) The certificate of exemption may be granted upon proof to the satisfaction of the Board that the applicant—Certificate of exemption.

(a) was carrying on business as an optometrist or optician in Ontario at the time of the passing of this Act;

(b) is a British subject by birth or naturalization;

(c) is of good character;

(d) possesses such education and technical qualifications as may be prescribed by the Regulations.

8. Every person selling or fitting glasses shall deliver to each customer or person fitted, a bill of purchase which shall contain the signature, post office address and place of business of the person supplying the glasses, together with a specification of the lenses and frames or mountings supplied, and the prices charged therefor, and, in the case of a person holding a certificate under this Act, the number of his certificate of registration or exemption. Particulars of bill of purchase of lenses or frames.

9.—(1) Where the Board is satisfied that any person, whether or not he is the holder of a certificate under this Act, has been guilty of illegal practices, incompetency, Prohibiting order, revocation of certificate. inebriety

inebriety, fraud or misrepresentation, the Board may prohibit such person from practising or carrying on business as an optometrist or optician and may revoke any certificate granted to him, but before the issue of such prohibition or the revocation of such certificate, the person charged shall be given notice in writing of the charge or charges against him and shall have an opportunity of being publicly heard and producing testimony on his own behalf.

Re-instate-
ment.

(2) Where a prohibition has been issued or a certificate has been revoked, the person charged may, after ninety days, apply to have the prohibition removed or the certificate re-granted, and the Board may remove the prohibition or re-grant the certificate upon the payment of such fees as may be fixed by the Regulations.

Offences.

10.—(1) Every person, not being the holder of a certificate under this Act, who, after a day to be fixed by the Lieutenant-Governor by proclamation—

Use of
certain
titles, etc.

(a) Appends to his name the term “optometrist” or “optician,” or any abbreviation thereof, or wilfully and falsely pretends to be, or wilfully and falsely takes or uses any name, title, addition, abbreviation or description implying or calculated to lead people to believe that he is, or is recognized by law as an optometrist or optician, or that he is registered or possesses a certificate under this Act; or

Practising
while pro-
hibited.

(b) Having been prohibited from carrying on business as an optometrist or optician, disobeys such prohibition; or

Peddling.

(c) Sells, or fits, or supplies glasses by going from house to house or from place to place, or in any other manner than from a permanent place of business, and notwithstanding that he is the holder of a municipal license as a peddler or transient trader;

shall be guilty of an offence and shall incur a penalty of not more than \$100 nor less than \$10.

Application
of Rev.
Stat. c. 90.

(2) *The Ontario Summary Convictions Act* and amendments thereto shall apply to offences under this Act.

Exceptions
as to medi-
cal practi-
tioners.

11. Nothing in this Act shall be construed to apply to legally qualified medical practitioners.

Commence-
ment of
Act.

12. This Act shall come into force on a day to be named by the Lieutenant-Governor by proclamation.

CHAPTER 40.

An Act to amend The Private Detectives' Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Private Detectives' Amendment Act, 1919.* Short title.

2. Every corporation licensed under *The Private Detectives' Act* shall make and file with the Provincial Secretary, within thirty days after the coming into force of this Act, and shall thereafter annually make and file with the Provincial Secretary on or before the 8th day of February in each year, a summary statement containing the like particulars and information and verified in the like manner as required in the case of a corporation to which section 135 of *The Ontario Companies' Act* applies, and in default shall incur the same penalties provided in cases of default in compliance with the said section.

Returns to be made by licensees under Rev. Stat., c. 177.

3. After the 8th day of February, 1920, no corporation shall be granted a renewal license under *The Private Detectives' Act* until the summary required by section 2 has been filed.

License not to be renewed before returns made.

CHAPTER 41.

An Act to amend The Ontario Companies Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title. **1.** This Act may be cited as *The Ontario Companies Amendment Act, 1919*.

Rev. Stat.,
c. 178, s. 51,
amended. **2.** Section 51 of *The Ontario Companies Act* is amended by adding thereto the following clause:—

Deposit
of proxy.

(6) The directors may by by-law prescribe the period of time immediately preceding any special or general meeting of the shareholders within which the instrument appointing the proxy shall be deposited with the company; provided that in no case shall such period of time exceed seventy-two hours immediately preceding the meeting for which such proxy is to be used or acted upon; and further provided that any period of time so fixed shall be specified in the notice calling the meeting.

Rev. Stat.,
c. 178, s. 96,
amended. **3.** Section 96 of *The Ontario Companies Act* is amended by adding after the word “may” where it occurs the second time in the second line of the said section, the words “subject to the approval in the following subsection mentioned” and by adding the following subsection:—

Stock
dividend
to have
no effect
until con-
firmed by
share-
holders.

(2) No declaration of stock dividend as aforesaid shall have any effect, unless and until such declaration shall have been confirmed by a vote of the shareholders present or represented by proxy, at a general meeting duly called for considering the same and holding not less than two-thirds of the issued capital stock represented at such meeting.

4. *The Ontario Companies Act* is amended by adding Rev. Stat.,
c. 178,
amended. thereto the following section:—

117a. Where a company incorporated to establish, Cheese and
butter fac-
tories. maintain and conduct a cheese and butter factory and having an authorized capital of ten thousand dollars or less, has commenced business without having complied with the requirements of sections 112, 114, 116, and 117 of this Act, or any of them, and the Lieutenant-Governor is satisfied that the non-compliance was due to inadvertence, error or mistake, and that the said requirements have since been complied with as far as practicable he may grant a certificate that the said requirements have been sufficiently complied with, and such certificate shall relieve the company and the directors from liability under this Act, for non-compliance with the said requirements.

5. Section 152m of *The Ontario Companies Act* is Rev. Stat.,
c. 178,
s. 152m,
amended. amended by adding at the end thereof the following words:—
“or to corporations without share capital, subject to the provisions of this Part.”

CHAPTER 42.

An Act to amend The Loan and Trust Corporations Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title. **1.** This Act may be cited as *The Loan and Trust Corporations Act, 1919.*

Rev. Stat. c. 184, s. 2, amended. **2.** Section 2 of *The Loan and Trust Corporations Act* is amended by adding thereto the following clause:

"Accountant," meaning of.

1a. "Accountant" shall mean a member of the Institute of Chartered Accountants of Ontario or any person approved by the Dominion Mortgage and Investments Association and the Land Mortgage Companies' Association of the Province of Ontario as being a qualified accountant for the purpose of auditing the books and accounts of corporations under this Act.

Rev. Stat. c. 184, s. 4, subs. 2, cl. h, amended. Auditors. **3.** Clause (h) of subsection 2 of section 4 of *The Loan and Trust Corporations Act* is amended by striking out the word "competent" in the third line thereof.

Rev. Stat. c. 184, s. 4, subs. 2, cl. 4, repealed. **4.** Clause (i) of subsection 2 of section 4 of *The Loan and Trust Corporations Act* is repealed and the following substituted therefor:

By-laws as to mailing or delivery of annual statement to shareholders.

(i) They shall require that there shall be mailed or delivered to each shareholder, at least two weeks before the annual meeting, a statement, verified by the auditors, of the assets and liabilities and income and expenditure of the corporation to a date not more than two months before the meeting, such statement to be drawn in accordance with the form from time to time prescribed by the Registrar.

5. Subsection 1 of section 7 of *The Loan and Trust Corporations Act* is repealed and the following substituted therefor: Rev. Stat. c. 184, s. 7, subs. 1, repealed.

- 7.—(1) For the purpose of incorporation the applicant shall file with the Registrar an affidavit proving that at least \$300,000 of stock has been subscribed for and taken up *bona fide* by at least twenty-five responsible subscribers, each of the applicants holding at least ten shares in his own right and to his own use; that in the case of trust corporations at least \$100,000 and in other cases at least \$50,000 of such subscribed stock has been paid in cash by the subscribers into a branch in Ontario of some chartered bank of Canada, in trust for the proposed corporation, free from all liability on the part of the proposed corporation or any of the subscribers to make repayment of the same or any part thereof to any person, firm or corporation, and that each subscriber has out of his own money, contributed to the amount so paid in rateably according to the amount of shares subscribed for by him. Prerequisites to incorporation.

6. Section 17 of *The Loan and Trust Corporations Act* is amended by adding thereto the following subsection: Rev. Stat. c. 184, s. 17, amended.

- (3) Where moneys are received by a trust company under subsection 2, Guaranteed investments.

(a) Such moneys shall be invested only in securities authorized by *The Trustee Act*; To be in securities authorized by Rev. Stat. c. 121.

(b) Securities to the full amount of the moneys so received for investment and guaranteed shall be earmarked and set aside as definitely pledged as security therefor; Earmarking securities.

(c) A sworn return shall be made to the Registrar quarterly on the 15th day of March, June, September and December, in each year, drawn in accordance with the form prescribed from time to time by the Registrar, showing all such securities as they stood at the end of the last preceding month and stating that they have been definitely set aside as security for guaranteed investments. Quarterly return as to securities.

Rev. Stat.
c. 184, s. 26,
subs. 3,
amended.
Contracts to
state rate
of interest.

7. Subsection 3 of section 26 of *The Loan and Trust Corporations Act* is amended by inserting after the word "instrument" in the first line thereof the words "shall state the rate of interest charged and."

Rev. Stat.
c. 184, s. 27,
subs. 1, cl. b,
repealed.

8. Clause (b) of subsection 1 of section 27 of *The Loan and Trust Corporations Act* is repealed and the following substituted therefor:

Investments
by loan
companies.
Government
bonds.

(b) Any securities of or guaranteed by the United Kingdom of Great Britain and Ireland, the Dominion of Canada or any of the Provinces of Canada or any other government the interest on whose securities has been paid regularly for the previous ten years;

Securities
of banks or
companies.

(c) Debentures, bonds, paid-up stock and other securities, except bills of exchange and promissory notes, of any municipal corporation or school corporation or of any chartered bank or incorporated company, if such bank or company is incorporated by Canada, or by any Province of Canada or by any former province now forming part of Canada.

Rev. Stat.
c. 184,
amended.

9. *The Loan and Trust Corporations Act* is amended by adding the following section thereto:

Restrictions
on amount
of invest-
ments.

27a (1) On and after the 1st of January, 1920, no corporation shall,

Limit of
capital
investment
in any one
corporation.

(a) Except as to securities issued or guaranteed by the Government of Canada or the Government of any Province of Canada or by a municipal corporation in the Province of Ontario, invest money in any one security or make a total investment in any one corporation including the purchase of its stock or other securities, the lending to it on the security of its debentures, mortgages or other assets or any part thereof, of more than 15 per cent. of its own paid-in capital stock and reserve funds;

Not to
exceed 15
per cent. of
securities
of any cor-
poration.

(b) Make any investment the effect of which will be that such corporation will hold more than 15 per cent. of the stock and debentures of any one corporation or incorporated company;

- (c) Invest in the stocks, debentures or funds of ^{Dividend} any corporation, chartered bank or incor- ^{paying cor-} porated company which has not paid a ^{porations.} dividend of 6 per cent. per annum on its capital stock for the previous three years.

- (2) This section shall not apply to an investment in the paid up capital stock of a trust company having its head office in the Province of Ontario if the same has been authorized by an order of the Lieutenant-Governor in Council upon the recommendation of the Registrar.

10. *The Loan and Trust Corporations Act* is amended by ^{Rev. Stat.} adding thereto the following sections: ^{c. 184,} ^{amended.}

- 30a.—1. Except as hereinafter provided a corporation ^{Limit of} shall not make or undertake any investment or ^{amount of} expenditure after the passing of this Act, under ^{investment} section 29 or section 30, which will cause the ^{in buildings} total amount so invested or expended under ^{for use of} either of the said sections to exceed 15 per cent. ^{company.} of the paid-up capital and reserve funds of the corporation.

2. Where a corporation has already *bona fide* acquired land for the purpose of making additions, alterations, or improvements to offices or buildings already owned by them, or the erection of new buildings thereon, the corporation may with the approval of the Lieutenant-Governor in Council make or undertake investments or expenditures for such purposes exceeding the amount provided for in subsection 1 but the total amount invested and expended by such corporation under either of the said sections 29 or 30 shall not in any event exceed 25 per cent. of the paid-up capital and reserve funds of the corporation.

11. Subsection 1 of section 32 of *The Loan and Trust* ^{Rev. Stat.} *Corporations Act* is amended by striking out the words “a ^{c. 184, s. 32,} ^{subs. 1,} loan corporation and a loaning land corporation” at the ^{amended.} ^{Prohibiting} beginning thereof and substituting therefor the words “a ^{or limiting} ^{a loans on} ^{own shares.} corporation.”

12. Subsection 1 of section 102 of *The Loan and Trust* ^{Rev. Stat.} *Corporations Act* is amended by adding at the end thereof ^{c. 184, s. 102,} ^{subs. 1,} the following words “who shall be Accountants.” ^{amended.} ^{Auditors.}

Rev. Stat.
c. 184, s. 102,
amended.

13. Section 102 of *The Loan and Trust Corporations Act* is amended by striking out subsection 9 thereof and substituting the following therefor: -

Auditor's
right of
access to
books.

- (9) Every auditor of a corporation shall have the right of access at all times to the books and accounts, cash, securities, documents and vouchers of the corporation, and shall be entitled to require from the directors and officers of the corporation such information and explanation as he may require.

Checking
cash and
verifying
securities.

- (10) It shall be the duty of the auditors, once at least, during their term of office, to check the cash and verify the securities of the corporation at the chief office of the corporation, against the entries in regard thereto in the books of the corporation, and, should they deem it necessary, to check and verify in the same manner the cash and securities at any branch or agency.

Report
to share-
holders.

- (11) The auditors shall make report to the shareholders,

- (a) That they have audited the books for the year ending 31st December and have verified the cash, bank balances and securities of the corporation;
- (b) That they have examined the statement and that it agrees with the books of the corporation;
- (c) That after due consideration they have formed an independent opinion as to the position of the corporation;
- (d) That with their independent opinion so formed and according to the best of their information and the explanations given them they certify that in their opinion the statement sets forth fairly and truly the state of the affairs of the Corporation;
- (e) That all transactions of the corporation that have come within their notice have been within the powers of the corporation.

Rev. Stat.
c. 184, s. 103,
repealed.

14. Section 103 of *The Loan and Trust Corporations Act* is repealed and the following substituted therefor:

- 103.—(1) Every corporation shall once at least in every ^{Annual} year, cause to be prepared a general statement ^{statement} of its affairs in the form prescribed by the Registrar ^{to shareholders.} from time to time.
- (2) Every such statement shall have on the head ^{To state that} thereof a printed notice in conspicuous type ^{it is cor-} stating that the statement is the statement of ^{poration's} the corporation. ^{statement.}
- (3) Every such statement shall be attested by the signa- ^{Attesting} ture of the president or vice-president and the ^{and veri-} managing director or some other principal ^{fy-} officer of the corporation and shall contain a certificate signed by the auditors certifying as provided in section 102.
- (4) A copy of such statement shall be mailed or deliv- ^{To be mailed} ered to every shareholder of the corporation ^{or delivered} at least two weeks before the annual meeting with- ^{to share-} out charge. ^{holders.}
- (5) A copy of such statement shall be mailed or deliv- ^{And to} ered without charge to every debenture holder ^{debenture} resident in Canada and depositor of the corpora- ^{holders and} tion whose deposits shall exceed \$100, within ^{depositors.} thirty days after the annual meeting has been held.

15. Section 110 of *The Loan and Trust Corporation Act* ^{Rev. Stat.,} is amended by adding thereto the following subsection:— ^{c. 184, s. 110,} ^{amended.}

1. (a) In the case of an extra-provincial corporation the Registrar may accept the statement required by subsection 1 as for the then last fiscal year of such corporation.

16. Subsections 2 and 3 of section 110 of *The Loan and Trust Corporations Act* are repealed and the following sub- ^{Rev. Stat.,} ^{c. 184, s. 110,} ^{subs. 2 and 3,} ^{repealed.} stituted therefor:

- (2) Such annual statement shall be certified by the ^{Certificate} auditors of the corporation who shall make an ^{of auditors} affidavit thereon to the following effect: ^{on annual} ^{statement.}
- (a) That they have examined the statement and that it agrees with the books of the corporation;
- (b) That after due consideration they have formed an independent opinion as to the position of the corporation;
- (c)

(c) That with their independent opinion so formed and according to the best of their information and the explanations given them, they certify that in their opinion the statement sets forth fairly and truly the state of the affairs of the corporation;

(d) That all transactions of the corporation that have come within their notice have been within the powers of the corporation.

Affidavit of
president,
etc.

(3) Such annual statement shall also be proved by the affidavit of the president or vice-president and of the managing director, or some other principal officer of the corporation and shall be accompanied with a certified copy of a resolution of the directors showing that the same had been adopted by them.

Time for
filing with
Registrar.

(3a) Such annual statement shall be filed with the Registrar on or before the 1st day of March then next ensuing.

Extending
time for
filing of
statement.

(3b) On sufficient cause shown and upon payment of the prescribed fee, the Registrar may by writing under his hand and seal, before or after the 1st of March, extend the time for the filing of the statement.

Rev. Stat.,
c. 184, s. 110,
ss. 5,
repealed.

17. Subsection 5 of section 110 of *The Loan and Trust Corporations Act* is repealed and the following substituted therefor:—

What re-
quired in
case of an
extra-pro-
vincial
corporation
not
borrowing
monies
in Ontario.

5. Where it is made to appear to the Registrar that an extra-provincial corporation does not borrow monies in Ontario by the sale of its bonds, debentures or other securities or by accepting deposits or other monies for investment and does not exercise in Ontario any of the powers of a trust corporation other than the loaning of money in Ontario, the Registrar may direct that the provisions of this section shall not apply to such corporation in which case such corporation shall make such returns and give such information as the Registrar shall from time to time require.

Rev. Stat.
c. 184,
amended.

18. *The Loan and Trust Corporations Act* is amended by adding thereto the following section:

132a.—(1) Every person who makes any wilfully false ^{False state-} or deceptive statement in any account, statement, ^{ments or} return, report or other document respecting the affairs of a corporation shall be guilty of an ^{Penalty.} offence and shall be liable, on conviction thereof, to imprisonment for a term not exceeding five years.

(2) Every president, vice-president, director, auditor, ^{Officers'} manager or other officer of a corporation, who, ^{liability.}

(a) Prepares, signs, approves, or concurs in any such account, statement, return, report or document containing such false or deceptive statement; or,

(b) Uses the same with intent to deceive or mislead any person;

shall be held to have wilfully made such false or deceptive statement, and shall further be responsible for all damages sustained by any person in consequence thereof.

(3) Offences under this section shall be prosecuted ^{Trial under} under *The Ontario Summary Convictions Act* ^{Rev. Stat.} before a police magistrate or two justices of the ^{c. 90, before} peace. ^{a police} ^{magistrate} ^{or two} ^{justices.}

19. Section 136 of *The Loan and Trust Corporations Act* is amended by adding thereto the following subsection:

(8) Upon the request of the Dominion Mortgage and Investments Association or the Land Mortgage Companies Association of the Province of Ontario, the Attorney-General shall appoint an examiner as provided under subsection 1 of this section.

CHAPTER 43.

An Act to amend The Ontario Telephone Act, 1918.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title. **1.** This Act may be cited as *The Ontario Telephone Act, 1919*.

§ Geo. V, c. 31, s. 18 amended. **2.** Section 18 of *The Ontario Telephone Act, 1918*, is amended by adding at the end thereof the words, “but such by-law shall not be valid until approved by the board.”

§ Geo. V, c. 31, s. 39, amended. **3.** Section 39 of the said Act is amended by adding at the end thereof the words, “but the foregoing shall not render a commissioner ineligible to be appointed secretary or treasurer or secretary-treasurer of a telephone system at a salary to be fixed by the commissioners for such system.”

§ Geo. V, c. 31, s. 67, amended. **4.** Section 67 of the said Act is amended by striking out the words “in the municipality,” in the seventh line, and inserting in lieu thereof the words “under the jurisdiction of the council of such county, village, township or other municipality.”

CHAPTER 44.

An Act to amend The Ontario Railway Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Subsection 2 of section 234 of *The Ontario Railway Act*, Rev. Stat., c. 185, s. 234, as amended by section 40 of *The Statute Law Amendment Act, 1914*, and by section 31 of *The Statute Law Amendment Act, 1917*, subs. 2, amended. is amended by adding at the end thereof the following:

“Or, subject to subsection 2a, to the London Street Rail-
way Company in the operation of that part of cars in
its existing line lying in the Township of West- Township of
minster, west of the west limit of the City of Westminster
London.” on Sunday.

2. The said section 234 is amended by adding thereto the Rev. Stat., c. 185, s. 234,
following subsection: amended.

2a. Nothing in subsection 2 of this section shall entitle Conditions upon which cars may be operated.
the London Street Railway Company to run any
of their cars on any Sunday in the Township of
Westminster, unless and until the said company
has received permission from the Council of the
Corporation of the City of London and from the
Public Utilities Commission of the City of
London by by-laws to run their cars on Sunday,
and then only and subject to such terms and
conditions as may be contained in such by-laws,
and unless and until the said company has also
entered into an agreement or agreements with
the said corporation, and the said the Public
Utilities Commission of the City of London, to
observe the terms and conditions of the by-laws.

CHAPTER 45.

An Act to amend The Hydro-Electric Railway Act, 1914, and to confirm Certain Contracts and By-laws.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title. **1.** This Act may be cited as *The Hydro-Electric Railway Act, 1919*.

6 Geo. V,
c. 37, s. 9,
repealed. **2.** Section 9 of *The Hydro-Electric Railway Act, 1916*, is repealed.

By-laws confirmed. **3.** (1)—The by-laws the forms of which are respectively set out in Schedule “A” and Schedule “B” to this Act, and which have been heretofore respectively submitted to the vote of the municipal electors of the municipalities named in the schedules to the said by-laws are declared to have been so submitted in due compliance with the provisions of *The Hydro-Electric Railway Act, 1914*, and when finally passed by the council of any of the municipalities named in the contracts appended to each of the said by-laws shall be legal, valid and binding upon the corporation and the ratepayers thereof, anything in any general or special Act of this Legislature to the contrary notwithstanding.

Council to pass by-law when assented to. (2)—It shall be the duty of the council of every municipality in which either of such by-laws have been approved, or shall hereafter be approved by the electors, to finally pass the by-law and give effect to the same.

Contracts confirmed. **4.**—(1) The contracts set out in Schedule “A” and Schedule “B” to this Act and purporting to be made respectively between the Hydro-Electric Power Commission of Ontario of the First Part, and certain municipal corporations shall be deemed to have been made in pursuance of *The Hydro-Electric*

Electric Railway Act, 1914, and to comply with the provisions thereof, and the said contracts shall respectively be legal, valid and binding upon the Commission and upon every municipal corporation a party thereto and executing the same, anything in the said Act or in any other general or special Act of this Legislature to the contrary notwithstanding.

(2)—It shall be the duty of the head and the clerk or treasurer of each of the said municipal corporations party to either of the said contracts to sign the contracts and affix the seal of the corporation thereto forthwith after the passing of the by-law approving of the same, whether the same shall have been so submitted before or after the passing of this Act.

5. The by-laws enumerated in Schedule "C" to this Act are confirmed and declared to be legal, valid and binding upon the respective corporations named in Schedule "C" and the ratepayers thereof, anything in any general or special Act relating to any such corporation to the contrary notwithstanding.

6. Schedule "B" to *The Hydro-Electric Railway Act, 1916*, is amended by adding thereto the following:

6 Geo. V.
c. 37,
Sched. "B"
amended.

By-law No. , 1916, of the Municipal Corporation of the Township of Blanshard, to authorize a certain agreement made between the Hydro-Electric Power Commission of Ontario and other municipal corporations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

By-law of
Township
of Blanshard
added to
schedule.

7. The by-law referred to in the next preceding section is confirmed and declared to be and to have been from the day of the passing thereof, legal, valid and binding upon the Municipal Corporation of the Township of Blanshard and the ratepayers thereof, anything in any general or special Act relating to any such corporation to the contrary notwithstanding.

By-law
confirmed.

8. *The Hydro-Electric Railway Act, 1914*, is amended by adding thereto the following section:—

4 Geo. V.
c. 31,
amended.

Municipal corporation not to enter into certain agreements after contract with Commission.

17a—(1) Where a municipal corporation has entered into an agreement with the commission for the construction and operation of a railway under the provisions of this Act, the corporation shall not enter into any agreement or arrangement with, nor grant any bonus, license or other inducement to any railway or transportation company without the written consent of the commission, and where any such corporation controls or holds shares or stock in a company operating a railway, an electric railway or street railway, the transfer of the control of such company or of stock or shares therein or securities thereof to any person or corporation shall be deemed to be an agreement or arrangement within the meaning of this section;

Agreement to be void.

(2) Every agreement or arrangement entered into by a municipal corporation in violation of subsection 1 shall be null and void.

Where by-law approving contract defeated in some municipalities and carried in others.

9.—(1) Notwithstanding anything in *The Hydro-Electric Railway Act, 1914*, or any amendments thereto, or in any contract or by-law made or passed, or purporting to be made or passed under the authority of the said Act or the amendments thereto, where any municipal corporation named as a party to any such agreement has failed to pass the necessary by-law and to execute the agreement, and it appears to the Lieutenant-Governor in Council that the amount for which such municipal corporation would be liable under the agreement does not exceed ten per cent. of the estimated cost of the construction and equipment of the railway, and that the remaining municipal corporations parties to the agreement have by resolution of their respective councils, expressed the desire to proceed with the undertaking notwithstanding the failure of such first-mentioned municipal corporation to execute the agreement, the Lieutenant-Governor in Council may authorize the Commission to proceed with the construction, equipment and operation of the railway provided for in the agreement, and to issue bonds from time to time for the amount required for the undertaking, and may authorize the Treasurer of Ontario for and on behalf of the Province to guarantee such bonds as provided in *The Hydro-Electric Railway Act, 1914*, and amendments thereto, and in such case the municipal corporations which have executed the agreement shall deposit with the Commission additional debentures in the respective proportions in which they undertake by the agreement to contribute to the cost of the undertaking, to the amount required to replace the debentures which would have been deposited by the first-mentioned municipal corporation.

(2)

(2) Should any municipal corporation which has so ^{Where} failed to execute the agreement subsequently execute the ^{by-law} same and deposit debentures as required by *The Hydro-* ^{subse-} *Electric Railway Act, 1914*, and amendments thereto, the ^{quently} Commission shall return to the municipal corporations the ^{adopted.} additional debentures deposited under subsection 1, and such debentures may be cancelled by the respective corporations.

(3) Until a municipal corporation party to any agree- ^{Commis-} ^{sion not} ^{bound to} ^{construct} ^{works in} ^{municipality} ^{not ap-} ^{proving.} ment for the construction and operation of a railway under *The Hydro-Electric Railway Act, 1914*, has executed the agreement and deposited debentures with the Commission as required by the said Act, and the agreement, the Commission shall not be bound to construct, equip, maintain or operate within the limits of the corporation any works contemplated by the agreement except such as may be necessary for the construction, equipment and maintenance of the railway in passing through the municipality to and from municipalities the corporations of which have executed the agreement and deposited debentures to the amounts stated therein.

10. This Act shall come into force and take effect upon ^{Commence-} ^{ment of} ^{Act.} the day upon which it receives the Royal Assent.

SCHEDULE "A."

PORT CREDIT-ST. CATHARINES SECTION.

By-laws to be Ratified by Legislation.

TOWNSHIP:	DATE PASSED.	BY-LAW No.
Toronto	January 8, 1917	862
Trafalgar	February 5, 1917	138
Nelson	March 31, 1919	659
Flamboro E.	February 6, 1917	619
Barton	January 22, 1917	1,059
Grimsby N.	February 10, 1917	234
Clinton	February 5, 1917	296
Louth	February 5, 1917	619
Grantham	February 12, 1917	387
VILLAGES.		
Grimsby	January 11, 1917	417
Beamsville	February 2, 1917	419
TOWNS.		
Oakville	January 24, 1917	542
Burlington	February 2, 1917	320
CITIES.		
Hamilton	April 8, 1919	2,197
St. Catharines	January 22, 1917	3,053

MUNICIPALITY OF THE OF

By-law No.

A by-law to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the of , and other municipal corporations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto:

Whereas it is expedient that the Corporation of the of and other municipal corporations should enter into an agreement under *The Hydro-Electric Railway Act, 1914*, and amendments thereto, with the Hydro-Electric Power Commission of Ontario, hereinafter called the Commission, for the construction, equipment and operation of an electric railway in and through the Municipality of the of , and certain other municipalities, upon the terms and conditions and subject to the provisions set forth and contained in the agreement set out in this by-law, and according to the routes set forth in schedule "A" to the said agreement;

And whereas the estimated cost of the work under the said agreement is \$11,360,363; and whereas the portion of the cost of the construction and equipment of the line to be borne by the Corporation of the Municipality of the of is estimated at \$, as set out in schedule "B" to the said agreement, subject to adjustments and apportionment between the corporations by the Commission from time to time, as provided by the said agreement;

And whereas the total amount estimated to be required for the maintenance of the railway, apart from operating expenses, is \$152,193 (the operating revenue being estimated at \$1,362,000, and operation and maintenance at \$722,482);

And whereas the total annual amount estimated to be required, for the period of ten years immediately following the date of the issue

issue of the bonds to be issued under the said agreement, for interest on the said bonds is \$568,018; and thereafter, for the next ensuing forty years, the annual amount estimated to be required for sinking fund charges for the retirement of the said bonds is \$113,604, and for interest on the said bonds \$568,018;

And whereas the portion to be borne by the Municipality of the of the said annual amounts estimated to be required for maintenance, sinking fund charges and interest is estimated at \$ for the first ten years, as aforesaid, and thereafter at \$ on the same basis as the portion of the cost of construction and equipment, as aforesaid, subject to adjustments and apportionment between the corporations by the Commission from time to time as provided by the said agreement;

And whereas the amount of the whole rateable property of the corporation according to the last revised assessment roll is \$ and the amount of the debenture debt of the corporation is \$, of which neither principal nor interest is in arrear;

And whereas only a portion of the Municipality of the of as enumerated in schedule "C" to the said agreement, is served by said railway.

Therefore, the Municipal Council of the Corporation of the of enacts as follows:—

1. It shall be lawful for the Corporation of the of , and the said corporation is hereby authorized to enter into the following agreement with the Hydro-Electric Power Corporation of Ontario and other corporations, the said agreement being hereby incorporated into and forming a part of this by-law, and the and clerk of the corporation are hereby authorized and directed to execute the said agreement upon behalf of this corporation and to attach the seal of the corporation thereto.

2. Only those duly qualified electors residing in the of in the district enumerated in schedule "C" of said agreement shall be entitled to vote on the by-law, and any rate required to be levied for payment of debentures or interest thereon shall be raised, levied and collected from the rateable property in such district only.

AGREEMENT HEREINBEFORE REFERRED TO.

This indenture made the day of in the year of our Lord, one thousand nine hundred and

Between

The Hydro-Electric Power Commission of Ontario (hereinafter called the "Commission") of the first part,

and

The Municipal Corporations of the Township of Toronto, the Township of Trafalgar, the Township of Nelson, the Township of East Flamboro, the Township of West Flamboro, the Township of Barton, the Township of Saltfleet, the Township of North Grimsby, the Township of Clinton, the Township of Louth, the Township of Grantham, the Village of Grimsby, the Village of Beamsville, the Town of Oakville, the Town of Burlington, the City of Hamilton and the City of St. Catharines.

Whereas pursuant to *The Hydro-Electric Railway Act, 1914*, and amendments thereto the Commission was requested to enquire into, examine

examine, investigate and report upon the cost of construction and operation of an electric railway or railways to be constructed through certain districts in which the corporations are situated, together with the probable revenue that would result from the operation of such railway or railways;

And whereas the Commission has furnished the corporations with such a report showing (1) the total estimated cost, operating revenue and expenses of the railway or railways, and (2) the proportion of the capital cost to be borne by each of the corporations as set forth in schedule "B" attached hereto;

And whereas on receipt of the said report the corporation requested the Commission to construct, equip and operate a system of electric railways (hereinafter called the railway) over the routes laid down in schedule "A" attached hereto, upon the terms and conditions and in the manner herein set forth;

And whereas the Commission has agreed with the corporations on behalf of the corporations to construct, equip and operate the railway upon the terms and conditions and in the manner herein set forth; but upon the express conditions that the Commission shall not in any way be liable by reason of any error or omission in any estimates, plans or specifications for any financial or other obligation or loss whatsoever by virtue of this agreement or arising out of the performance of the terms thereof;

And whereas the electors of each of the corporations have assented to by-laws authorizing the corporations to enter into this agreement with the Commission for the construction, equipment and operation of the railway as laid down in the said schedules, subject to the following terms and conditions;

And whereas the corporations have each issued debentures for the amounts set forth in schedule "B" attached hereto, and have deposited the said debentures with the Commission;

Now, therefore, this indenture witnesseth:—

1. In consideration of the premises and of the agreements of the corporations herein contained, and subject to the provisions of the said Act and amendments thereto, the Commission agrees with the corporations respectively:—

(a) To construct, equip and operate the railway through the districts in which the corporations are situate on behalf of the corporations;

(b) To construct and operate the railway over the routes laid down in schedule "A";

(c) To issue bonds, as provided in paragraph 3 of this agreement, to cover the cost of constructing and equipping the railway;

(d) To furnish as far as possible first-class modern and standard equipment for use on the railway, to operate this equipment so as to give the best service and accommodation possible, having regard to the district served, the type of construction and equipment adopted and all other equitable conditions, and to exercise all due skill and diligence so as to secure the most effective operation and service of the railway consistent with good management;

(e) To regulate and fix the fares and rates of toll to be collected by the railway for all classes of service;

(f) To utilize the routes and property of the railway for all purposes from which it is possible to obtain a profit;

(g)

(g) To combine the property and works of the railway and the power lines of the Commission where such combination is feasible and may prove economical to both the railway and the users of the power lines;

(h) To permit and obtain interchange of traffic with other railways wherever possible and profitable;

(i) To supply electrical power or energy for operation of the railway at rates consistent with those charged to municipal corporations;

(j) To apportion annually the capital costs and operating expenses of all works, apparatus and plant used by the railway in common with the Commission's transmission lines in a fair manner, having regard to the service furnished by the expenditure under consideration;

(k) To apply the revenue derived from operation of the railway and any other revenue derived from the undertaking to the payment of operating expenses (including electrical power), the cost of administration, and annual charges for interest and sinking fund on the money invested, and such other deductions as are herein provided for;

(l) To set aside from any revenue thereafter remaining an annual sum for the renewal of any works belonging in whole or in part to the undertaking;

(m) To pay over annually to the corporations, if deemed advisable by the Commission in the interests of the undertaking, any surplus that may remain after providing for the items above mentioned. The division of such surplus between the corporations to be fixed by the Commission on an equitable basis, having regard in the case of each corporation to the capital invested, the service rendered, the comparative benefits derived, and all other like conditions;

(n) To take active steps for the purpose of constructing, equipping and operating the railway at the earliest possible date after the execution of this agreement by the corporations and the deposit of the debentures as called for under clause 2 (b) hereof and to commence operation of each section as soon as possible after its completion;

(o) To make such extensions to the railway described in schedule "A" as may appear advantageous and profitable from time to time.

2. In consideration of the premises and of the agreements herein set forth, each of the corporations for itself, and not one for the other, agrees with the Commission:—

(a) To bear its share of the cost of constructing, equipping, operating, maintaining, repairing, renewing and insuring the railway and its property and works as established by the Commission, subject to adjustments and apportionment between the corporations by the Commission from time to time;

(b) To issue debentures for the amounts set forth in schedule "B" maturing in fifty years from the date of issue thereof, and payable yearly at the _____ Bank, at Toronto, Ontario. Such debentures shall be deposited with the Commission previous to the issuing of the bonds mentioned above, and may be held or disposed of from time to time by the Commission, as provided for in clause 4 hereof, in such amounts, at such rates of discount or premium, and on such terms and conditions as the Commission in its sole discretion shall deem to be in the interests of the railway, the proceeds of such debentures being used solely for the purposes herein contained. The amount of debentures of each corporation sold or disposed

disposed of from time to time shall be such proportion as may be fixed by the Commission of the total amount of debentures, due regard being given to the capital invested, the service rendered, the comparative revenue derived, and all other equitable conditions;

(c) To make no agreement or arrangement with, and to grant no bonus, license or other inducement to any other railway or transportation company without the written consent of the Commission;

(d) To keep, observe and perform the covenants, provisoes and conditions set forth in this agreement intended to be kept and observed and performed by the corporations, and to execute such further or other documents and to pass such by-laws as may be requested by the Commission for the purpose of fully effectuating the objects and intent of this agreement;

(e) To furnish a free right of way for the railway and for the power lines of the Commission over any property of the corporations upon being so requested by the Commission, and to execute such conveyance thereof or agreement with regard thereto as may be desired by the Commission.

3. It shall be lawful and the Commission is hereby authorized to create or cause to be created an issue of bonds, and to sell or dispose of the same on behalf of the corporations. Such bonds to be charged upon and secured by the railway, and all the assets, rights, privileges, revenues, works, property and effects belonging thereto or held or used in connection with the railway constructed, acquired, operated and maintained by the Commission under this agreement, and to be for the total amounts mentioned in schedule "B" hereto attached; provided that the Commission may, upon obtaining the consent as herein defined of the majority of the corporations, increase the said bond issue by any amount necessary to cover the capital cost of extending the railway, and may also without such consent increase the said bond issue to cover the cost of additional works or equipment of any kind for use on the railway to an extent not exceeding ten per cent. (10%) of the bonds issued from time to time. In order to meet and pay such bonds and interest as the same becomes due and payable the Commission shall in each year after the expiration of ten years from the date of the issue of the bonds out of the revenue of the railway after payments of operating expenses (including electrical power) and the cost of administration set aside a sufficient sum to provide a sinking fund for the purpose of redeeming the same at maturity. Debentures issued by the corporations in compliance with clause 2 (b) hereof, shall, to the extent of the par value of any bonds outstanding from time to time, be held or disposed of by the Commission in trust for the holders of such bonds as collateral security for payment thereof, it being understood and agreed that in the event of any increase of the said bond issue each corporation shall, upon the request of the Commission deposit with the Commission additional debentures as described in clause 2 (b) hereof, to be held or disposed of by the Commission as collateral security for such increase of the said bond issue, and that any debentures held by the Commission in excess of the par value of the outstanding bonds from time to time may be held or disposed of by the Commission to secure payment of any deficit arising from the operation of the railway.

4. In the event of the revenue derived from the operation of the undertaking being insufficient in any year to meet the operating expenses (including electrical power), the cost of administration and the annual charges for interest and sinking fund on the bonds, and for the renewal of any works belonging in whole or in part to the railway, such deficit shall be paid to the Commission by the corporations upon demand of and in the proportion adjusted by the Commission. In the event of the failure of any corporation to pay its share of such a deficit as adjusted by the Commission, it shall be lawful for the Commission in the manner provided in clause 2

(b)

(b) to dispose of debentures held by the Commission as security for any such deficit. Any arrears by any corporation shall bear interest at the legal rate.

5. Should any corporation fail to perform any of the obligations to the Commission under this agreement, the Commission may, in addition to all other remedies and without notice, discontinue the service of the railway to such corporation in default until the said obligation has been fulfilled, and no such discontinuance of service shall relieve the corporation in default from the performance of the covenants, provisoes and conditions herein contained.

6. In case the Commission shall at any time or times be prevented from operating the railway or any part thereof by strike, lockout, riot, fire, invasion, explosion, act of God, or the King's enemies, or any other cause reasonably beyond its control, then the Commission shall not be bound to operate the railway or such part thereof during such time; but the corporations shall not be relieved from any liability or payment under this agreement, and as soon as the cause of such interruption is removed the Commission shall, without any delay, continue full operation of the railway, and each of the corporations shall be prompt and diligent in doing everything in its power to remove and overcome any such cause or causes of interruption.

7. It shall be lawful for, and the corporations hereby authorize the Commission to unite the business of the railway with that of any other railway system operated in whole or in part by the Commission, and to exchange equipment and operators from one system to the other, proper provision being made so that each system shall pay its proportionate share of the cost of any equipment used in common.

8. If at any time any other municipal corporation applies to the Commission for an extension of the railway into its municipality the Commission shall notify the applicant and the corporations, in writing, of a time and place to hear all representations that may be made as to the terms and conditions relating to such proposed extension. If, on the recommendation of the Commission, such extension shall be authorized, without discrimination in favour of the applicant, as to the cost incurred or to be incurred for or by reason of any such extension, the Commission may extend the railway upon such terms and conditions as may appear equitable to the Commission.

No such application for an extension of the railway into any municipality the corporation of which is not a party to this agreement shall be granted if it is estimated by the Commission that the cost of service of the railway to the corporations parties hereto will be thereby increased or the revenue and accommodation be injuriously affected without the written consent of the majority of the corporations parties hereto.

9. The consent of any corporation required under this agreement shall mean the consent of the council of such corporations, such consent being in the form of a municipal by-law duly passed by the council of the corporation.

10. The Commission shall at least annually, adjust and apportion between the corporations the cost of construction, equipment, operation, interest, sinking fund, and also the cost of renewing the property of the railway.

11. Every railway and all the works, property and effects held and used in connection therewith, constructed, acquired, operated and maintained by the Commission under this agreement and the said Act shall be vested in the Commission on behalf of the corporations; but the Commission shall be entitled to a lien upon the same for all money expended by the Commission under this agreement and not repaid.

12. Each of the corporations covenants and agrees with the other:—

(a) To carry out the agreements and provisions herein contained;

(b) To co-operate by all means in its power at all times with the Commission to create the most favourable conditions for the carrying out of the objects of this agreement and of the said Act, and to increase the revenue of the railway and ensure its success.

13. In the event of any difference between the corporations the Commission may, upon application, fix a time and place to hear all representations that may be made by the parties, and the Commission shall adjust such differences, and such adjustments shall be final. The Commission shall have all the powers that may be conferred upon a commissioner appointed under the *Act Respecting Enquiries Concerning Public Matters*.

14. This agreement shall continue and extend for a period of fifty years from the date hereof, and at the expiration thereof be subject to renewal, with the consent of the corporations from time to time for like periods of fifty years, subject to adjustment and re-apportionment as herein provided for the purposes of this agreement as though the terms hereof had not expired. At the expiration of this agreement the Commission shall determine and adjust the rights of the corporations, having regard to the amounts paid or assumed by them respectively under the terms of this agreement, and such other considerations as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

15. It is understood and agreed that the rates imposed for the share of the cost to be borne by those municipalities listed in schedule "C" attached hereto, shall be imposed upon the rateable property set forth respectively in the said schedule.

16. This agreement shall not come into effect until it has been sanctioned by the Lieutenant-Governor in Council.

In witness whereof the Commission and the Corporations have respectively affixed their corporate seals and the hands of their proper officers.

SCHEDULE "A."

ROUTES

Port Credit—Hamilton Section:

From a point approximately one mile west of the Village of Port Credit on the projected Toronto-London line it is proposed to parallel the Grand Trunk Railway to a point near Clarkson, thence in a south-westerly direction across the Toronto-Hamilton highway to the middle of concession 3, thence through the centre of the same concession to the Town of Oakville, at which point the Oakville Creek will be crossed in the neighbourhood of Sheddon Avenue. From Oakville the line will strike straight for the Hamilton Radial crossing of the Bronte Creek, from which point it is proposed to parallel the Hamilton Radial to Burlington. Through Burlington the line will cross through the town in the neighbourhood of Wellington Avenue and thence direct to a crossing of the old Des Jardins Canal at Valley Inn.

Hamilton City Section:

Through the City of Hamilton it is proposed to parallel the main line of the Grand Trunk on the west side between the railway and the existing highway. Through Harvey Park and Dundurn Park the line will be south of and as close to the Grand Trunk as possible, and will continue easterly, crossing Barton
south

south side of Barton Street to the corner of Tiffany Street, where it will cross Barton and continue in a north-easterly direction across Bay, Park, Murray and McNab Streets, and James Street between Murray and Stuart Streets; thence in the same general direction across Hughson, Mary, Catharine, Ferguson and Wellington Streets, at which latter point it turns and follows south of Ferrie Street, across Victoria and Emerald to a point just north of the T.H. & B. Railway spur, which it parallels on the north side to Sherman Avenue. From Sherman Avenue the line bears north-easterly to the south side of the Hamilton and North-Western Railway, which it parallels to the city limits.

Hamilton-St. Catharines Section:

From a point on Kenilworth Avenue of the City of Hamilton, just south of the Hamilton and North-Western Railway, the line turns and bears south-easterly to a point midway between the Grand Trunk Railway station of Stoney Creek and the village of the same name, thence to a point about one-quarter of a mile north of Fruitland, thence at about the same distance north of the Hamilton Stone Road as far as Winona, from which point it will parallel the Grand Trunk on the south side through the Village of Grimsby and as far east as the Grimsby and Clinton town line. From this latter point the line will bear south-easterly to the Village of Beamsville, to a point just north of the Hamilton Stone Road, and thence paralleling same to Jordan Village. From Jordan to the town line between Louth and Grantham it is proposed to follow in the neighbourhood of the road allowance between concessions 4 and 5; thence parallel to the road allowance between concessions 6 and 7 of the Township of Grantham, to a point where it crosses the Grand Trunk Railway; thence south-easterly to a point near Victoria and Permilla Streets; thence along Permilla Street to the west end of the new bridge over the old Welland Canal.

SCHEDULE "B."

Name of Municipal Corporation.	Total amount of debentures to be issued by respective municipalities for deposit with the Commission under Clause 2 (b).
Township of Toronto	\$243,087
Township of Trafalgar	538,735
Township of Nelson	374,812
Township of East Flamboro	266,626
Township of West Flamboro	66,669
Township of Barton	284,484
Township of Saltfleet	1,002,296
Township of North Grimsby	424,077
Township of Clinton	473,746
Township of Louth	563,595
Township of Grantham	128,280
Village of Grimsby	101,817
Village of Beamsville	51,469
Town of Oakville	203,098
Town of Burlington	144,536
City of Hamilton	5,869,286
City of St. Catharines	623,750

Total amount of bonds to be issued mentioned in Clause 3 \$11,360,363

SCHEDULE "C."

Name of Municipal Corporation:	Districts, rateable property of which shall bear rate levied against the Corporation:
Made, passed and entered this	day of
191 .	
.....	Reeve (Mayor).
.....	Clerk.

SCHEDULE "B."

WELLAND, PORT COLBORNE, BRIDGEBURG RADIAL BY-LAWS TO BE RATIFIED BY LEGISLATION.

<i>Townships.</i>	<i>Date Passed.</i>	<i>By-law No.</i>
Humberstone	February 5, 1917	474
Crowland		14 of 1916
Bertie	January 8, 1917	882
<i>Villages.</i>		
Port Colborne	January 22, 1917	9 of 1916
Fort Erie	January 8, 1917	479
Humberstone	January 15, 1917	58
<i>Towns.</i>		
Welland	January 8, 1917	928
Bridgeburg	February 5, 1917	348

MUNICIPALITY OF THE OF

By-law No.

A by-law to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the of , and other municipal corporations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto:

Whereas it is expedient that the Corporation of the of and other municipal corporations should enter into an agreement under *The Hydro-Electric Railway Act, 1914*, and amendments thereto, with the Hydro-Electric Power Commission of Ontario, hereinafter called the Commission, for the construction, equipment and operation of an electric railway in and through the Municipality of the of , and certain other municipalities, upon the terms and conditions and subject to the provisions set forth and contained in the agreement set out in this by-law, and according to the routes set forth in schedule "A" to the said agreement;

And whereas the estimated cost of the work under the said agreement is \$2,208,716, and whereas the portion of the cost of the construction and equipment of the line to be borne by the corporation of the Municipality of the of is estimated at \$, as set out in schedule "B" to the said agreement, subject to adjustments and apportionment between the corporations by the Commission from time to time, as provided by the said agreement;

And whereas the total amount estimated to be required for the maintenance of the railway, apart from operating expenses, is \$44,351 (the operating revenue being estimated at \$333,000, and operation and maintenance at \$204,565;

And

And whereas the total annual amount-estimated to be required, for the period of ten years immediately following the date of the issue of the bonds to be issued under the said agreement, for interest on the said bonds is \$110,435; and thereafter, for the next ensuing forty years, the annual amount estimated to be required for sinking fund charges for the retirement of the said bonds is \$22,087, and for interest on the said bonds, \$110,435;

And whereas the portion to be borne by the Municipality of the of the said annual amounts estimated to be required for maintenance, sinking fund charges and interest is estimated at \$ for the first ten years, as aforesaid, and thereafter at \$ on the same basis as the portion of the cost of construction and equipment, as aforesaid, subject to adjustments and apportionment between the corporations by the Commission from time to time as provided by the said agreement;

And whereas the amount of the whole rateable property of the corporation according to the last revised assessment roll is \$, and the amount of the debenture debt of the corporation is \$, of which neither principal nor interest is in arrear;

And whereas only a portion of the Municipality of the of as enumerated in schedule "C" to the said agreement, is served by said railway;

Therefore, the Municipal Council of the Corporation of the of enacts as follows:—

1. It shall be lawful for the Corporation of the of , and the said corporation is hereby authorized to enter into the following agreement with the Hydro-Electric Power Commission of Ontario and other corporations, the said agreement being hereby incorporated into and forming a part of this by-law, and the and clerk of the corporation are hereby authorized and directed to execute the said agreement upon behalf of this corporation and to attach the seal of the corporation thereto.

2. Only those duly qualified property owners in the of in the district enumerated in schedule "C" of said agreement shall be entitled to vote on the by-law, and any rate required to be levied for payment of debentures or interest thereon shall be raised, levied and collected from the rateable property in such district only.

AGREEMENT HEREINBEFORE REFERRED TO.

This indenture made the day of in the year of our Lord, one thousand nine hundred and

Between

The Hydro-Electric Power Commission of Ontario (hereinafter called the "Commission") of the First Part,

and

The Municipal Corporations of the Township of Crowland, the Township of Humberstone, the Township of Bertie, the Village of Humberstone, the Village of Port Colborne, the Village of Fort Erie, the Town of Welland, and the Town of Bridgeburg (hereinafter called the "Corporations") of the Second Part.

Whereas pursuant to the *Hydro-Electric Railway Act, 1914*, and amendments thereto the Commission was requested to enquire into, examine, investigate and report upon the cost of construction and operation of an electric railway or railways to be constructed through

through certain districts in which the corporations are situated, together with the probable revenue that would result from the operation of such railway or railways;

And whereas the Commission has furnished the corporations with such a report showing (1) the total estimated cost, operating revenue and expenses of the railway or railways, and (2) the proportion of the capital cost to be borne by each of the corporations as set forth in schedule "B" attached hereto;

And whereas on receipt of the said report the corporation requested the Commission to construct, equip and operate a system of electric railways (hereinafter called the railway) over the routes laid down in schedule "A" attached hereto, upon the terms and conditions and in the manner herein set forth;

And whereas the Commission has agreed with the corporations on behalf of the corporations to construct, equip and operate the railway upon the terms and conditions and in the manner herein set forth; but upon the express conditions that the Commission shall not in any way be liable by reason of any error or omission in any estimates, plans or specifications for any financial or other obligation or loss whatsoever by virtue of this agreement or arising out of the performance of the terms thereof;

And whereas the electors of each of the corporations have assented to by-laws authorizing the corporations to enter into this agreement with the Commission for the construction, equipment and operation of the railway as laid down in the said schedules, subject to the following terms and conditions;

And whereas the corporations have each issued debentures for the amounts set forth in schedule "B" attached hereto, and have deposited the said debentures with the Commission;

Now, therefore, this indenture witnesseth:—

1. In consideration of the premises and of the agreements of the corporations herein contained, and subject to the provisions of the said Act and amendments thereto, the Commission agrees with the corporations respectively:—

(a) To construct, equip and operate the railway through the districts in which the corporations are situate on behalf of the corporations;

(b) To construct and operate the railway over the routes laid down in schedule "A";

(c) To issue bonds, as provided in paragraph 3 of this agreement, to cover the cost of constructing and equipping the railway;

(d) To furnish as far as possible first-class modern and standard equipment for use on the railway, to operate this equipment so as to give the best service and accommodation possible, having regard to the district served, the type of construction and equipment adopted and all other equitable conditions, and to exercise all due skill and diligence so as to secure the most effective operation and service of the railway consistent with good management;

(e) To regulate and fix the fares and rates of toll to be collected by the railway for all classes of service;

(f) To utilize the routes and property of the railway for all purposes from which it is possible to obtain a profit;

(g) To combine the property and works of the railway and the power lines of the Commission where such combination is feasible

and

and may prove economical to both the railway and the users of the power lines;

(h) To permit and obtain interchange of traffic with other railways wherever possible and profitable;

(i) To supply electrical power or energy for operation of the railway at rates consistent with those charged to municipal corporations;

(j) To apportion annually the capital costs and operating expenses of all works, apparatus and plant used by the railway in common with the Commission's transmission lines in a fair manner, having regard to the service furnished by the expenditure under consideration;

(k) To apply the revenue derived from operation of the railway and any other revenue derived from the undertaking to the payment of operating expenses (including electrical power), the cost of administration, and annual charges for interest and sinking fund on the money invested, and such other deductions as are herein provided for;

(l) To set aside from any revenue thereafter remaining an annual sum for the renewal of any works belonging in whole or in part to the undertaking;

(m) To pay over annually to the corporations, if deemed advisable by the Commission in the interests of the undertaking, any surplus that may remain after providing for the items above mentioned. The division of such surplus between the corporations to be fixed by the Commission on an equitable basis, having regard in the case of each corporation to the capital invested, the service rendered, the comparative benefits derived, and all other like conditions;

(n) To take active steps for the purpose of constructing, equipping and operating the railway at the earliest possible date after the execution of this agreement by the corporations and the deposit of the debentures as called for under clause 2 (b) hereof and to commence operation of each section as soon as possible after its completion;

(o) To make such extensions to the railway described in schedule "A" as may appear advantageous and profitable from time to time.

2. In consideration of the premises and of the agreements herein set forth, each of the corporations for itself, and not one for the other, agrees with the Commission:—

(a) To bear its share of the cost of constructing, equipping, operating, maintaining, repairing, renewing and insuring the railway and its property and works as established by the Commission, subject to adjustments and apportionment between the corporations by the Commission from time to time;

(b) To issue debentures for the amounts set forth in schedule "B" maturing in fifty years from the date of issue thereof, and payable yearly at the Bank, at Toronto, Ontario. Such debentures shall be deposited with the Commission previous to the issuing of the bonds mentioned above, and may be held or disposed of from time to time by the Commission, as provided for in clause 4 hereof in such amounts, at such rates of discount or premium, and on such terms and conditions as the Commission in its sole discretion shall deem to be in the interests of the railway, the proceeds of such debentures being used solely for the purposes herein contained. The amount of debentures of each corporation sold or

disposed

disposed of from time to time shall be such proportion as may be fixed by the Commission of the total amount of debentures, due regard being given to the capital invested, the service rendered, the comparative revenue derived, and all other equitable conditions;

(c) To make no agreement or arrangement with, and to grant no bonus, license or other inducement to any other railway or transportation company without the written consent of the Commission;

(d) To keep, observe and perform the covenants, provisos and conditions set forth in this agreement intended to be kept and observed and performed by the corporations, and to execute such further or other documents and to pass such by-laws as may be requested by the Commission for the purpose of fully effectuating the objects and intent of this agreement;

(e) To furnish a free right of way for the railway and for the power lines of the Commission over any property of the corporations upon being so requested by the Commission, and to execute such conveyance thereof or agreement with regard thereto as may be desired by the Commission.

3. It shall be lawful and the Commission is hereby authorized to create or cause to be created an issue of bonds, and to sell or dispose of the same on behalf of the corporations. Such bonds to be charged upon and secured by the railway, and all the assets, rights, privileges, revenues, works, property and effects belonging thereto or held or used in connection with the railway constructed, acquired, operated and maintained by the Commission under this agreement, and to be for the total amounts mentioned in schedule "B" hereto attached; provided that the Commission may, upon obtaining the consent as herein defined of the majority of the corporations, increase the said bond issue by any amount necessary to cover the capital cost of extending the railway, and may also without such consent increase the said bond issue to cover the cost of additional works or equipment of any kind for use on the railway to an extent not exceeding ten per cent. (10%) of the bonds issued from time to time. In order to meet and pay such bonds and interest as the same become due and payable the Commission shall in each year after the expiration of ten years from the date of the issue of the bonds out of the revenue of the railway after payments of operating expenses (including electrical power) and the cost of administration set aside a sufficient sum to provide a sinking fund for the purpose of redeeming the same at maturity. Debentures issued by the corporations in compliance with clause 2 (b) hereof, shall, to the extent of the par value of any bonds outstanding from time to time, be held or disposed of by the Commission in trust for the holders of such bonds as collateral security for payment thereof, it being understood and agreed that in the event of any increase of the said bond issue each corporation shall, upon the request of the Commission, deposit with the Commission additional debentures as described in clause 2 (b) hereof, to be held or disposed of by the Commission as collateral security for such increase of the said bond issue, and that any debentures held by the Commission in excess of the par value of the outstanding bonds from time to time may be held or disposed of by the Commission to secure payment of any deficit arising from the operation of the railway. -

4. In the event of the revenue derived from the operation of the undertaking being insufficient in any year to meet the operating expenses (including electrical power), the cost of administration and the annual charges for interest and sinking fund on the bonds, and for the renewal of any works belonging in whole or in part to the railway, such deficit shall be paid to the Commission by the corporations upon demand of and in the proportion adjusted by the

Commission.

Commission. In the event of the failure of any corporation to pay its share of such a deficit as adjusted by the Commission, it shall be lawful for the Commission in the manner provided in clause 2 (b) to dispose of debentures held by the Commission as security for any such deficit. Any arrears by any corporation shall bear interest at the legal rate.

5. Should any corporation fail to perform any of the obligations to the Commission under this agreement, the Commission may, in addition to all other remedies and without notice, discontinue the service of the railway to such corporation in default until the said obligation has been fulfilled, and no such discontinuance of service shall relieve the corporation in default from the performance of the covenants, provisoes and conditions herein contained.

6. In case the Commission shall at any time or times be prevented from operating the railway or any part thereof by strike, lockout, riot, fire, invasion, explosion, act of God, or the King's enemies, or any other cause reasonably beyond its control, then the Commission shall not be bound to operate the railway or such part thereof during such time; but the corporations shall not be relieved from any liability or payment under this agreement, and as soon as the cause of such interruption is removed the Commission shall, without any delay, continue full operation of the railway, and each of the corporations shall be prompt and diligent in doing everything in its power to remove and overcome any such cause or causes of interruption.

7. It shall be lawful for, and the corporations hereby authorize the Commission to unite the business of the railway with that of any other railway system operated in whole or in part by the Commission, and to exchange equipment and operators from one system to the other, proper provision being made so that each system shall pay its proportionate share of the cost of any equipment used in common.

8. If at any time any other municipal corporation applies to the Commission for an extension of the railway into its municipality the Commission shall notify the applicant and the corporations, in writing, of a time and place to hear all representations that may be made as to the terms and conditions relating to such proposed extension. If, on the recommendation of the Commission, such extension shall be authorized, without discrimination in favour of the applicant, as to the cost incurred or to be incurred for or by reason of any such extension, the Commission may extend the railway upon such terms and conditions as may appear equitable to the Commission.

No such application for an extension of the railway into any municipality the corporation of which is not a party to this agreement shall be granted if it is estimated by the Commission that the cost of service of the railway to the corporations parties hereto will be thereby increased or the revenue and accommodation be injuriously affected without the written consent of the majority of the corporations parties hereto.

9. The consent of any corporation required under this agreement shall mean the consent of the council of such corporations, such consent being in the form of a municipal by-law duly passed by the council of the corporation.

10. The Commission shall, at least annually, adjust and apportion between the corporations the cost of construction, equipment, operation, interest, sinking fund, and also the cost of renewing the property of the railway.

11. Every railway and all the works, property and effects held and used in connection therewith, constructed, acquired, operated and

and maintained by the Commission under this agreement and the said Act shall be vested in the Commission on behalf of the corporations; but the Commission shall be entitled to a lien upon the same for all money expended by the Commission under this agreement and not repaid.

12. Each of the corporations covenants and agrees with the other;

(a) To carry out the agreements and provisions herein contained:—

(b) To co-operate by all means in its power at all times with the Commission to create the most favourable conditions for the carrying out of the objects of this agreement and of the said Act, and to increase the revenue of the railway and ensure its success.

13. In the event of any difference between the corporations the Commission may, upon application, fix a time and place to hear all representations that may be made by the parties, and the Commission shall adjust such differences, and such adjustments shall be final. The Commission shall have all the powers that may be conferred upon a commissioner appointed under the *Act Respecting Enquiries Concerning Public Matters*.

14. This agreement shall continue and extend for a period of fifty years from the date hereof, and at the expiration thereof be subject to renewal, with the consent of the corporations from time to time for like periods of fifty years, subject to adjustment and re-apportionment as herein provided for the purposes of this agreement as though the terms hereof had not expired. At the expiration of this agreement the Commission shall determine and adjust the rights of the corporations, having regard to the amounts paid or assumed by them respectively under the terms of this agreement, and such other considerations as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

15. It is understood and agreed that the rates imposed for the share of the cost to be borne by those municipalities listed in schedule "C" attached hereto, shall be imposed upon the rateable property set forth respectively in the said schedule.

16. This agreement shall not come into effect until it has been sanctioned by the Lieutenant-Governor in Council.

In witness whereof the Commission and the corporations have respectively affixed their corporate seals and the hands of their proper officers.

SCHEDULE "A."

ROUTES.

WELLAND, PORT COLBORNE TO BRIDGEBURG.

From East Main Street in Welland it is proposed to run southward over South Main Street, thence to a point east of the Welland Canal at the Michigan Central Railroad bridge, thence along the east bank of the Welland Canal through Humberstone and Port Colborne.

From Port Colborne eastward it is proposed to run midway between the Grand Trunk Railway and Lake Erie, as far as a point south of Sherks, thence in south-easterly direction to the northern limits of Crystal Beach, thence to a point on the south side of the Grand Trunk Railway, a short distance east of Ridgeway, thence following the Grand Trunk Railway on the south side past Crescent

Beach

Beach and Erie Beach, thence parallel to the old Huron and Erie right-of-way to Fort Erie.

From Fort Erie northward it is proposed to run along Niagara Street as far as the north boundary of Fort Erie, thence along the north side of the Erie and Niagara Railway, thence northward across the Grand Trunk and Michigan Central tracks to a point on Central Avenue, in the Town of Bridgeburg.

SCHEDULE "B."

Name of Municipal Corporation.	Total amount of debentures to be issued by respective Municipalities for deposit with the Commission under Clause 2 (b).
Township of Crowland	\$203,449
Township of Humberstone	629,755
Township of Bertie	782,666
Village of Humberstone	66,194
Village of Port Colborne	141,297
Village of Fort Erie	128,007
Town of Welland	166,926
Town of Bridgeburg	90,422

Total amount of bonds to be issued, mentioned in Clause 3 \$2,208,716

SCHEDULE "C."

Name of Municipal Corporation.	Districts, rateable property of which shall bear rate levied against the Corporation:
Made, passed and entered this	day of , 191 .
.....	Reeve (Mayor).
.....	Clerk.

SCHEDULE "C."

By-law No. 479, of the Municipal Corporation of the Village of Fort Erie, to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the Village of Fort Erie and other municipal corporations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

By-law No. 58, of the Municipal Corporation of the Village of Humberstone, to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the Village of Humberstone and other municipal corporations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

By-law No. 928, of the Municipal Corporation of the Town of Welland, to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the Town of Welland and other municipal corporations, for the construction, equipment and operation of an electric railway under

under *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

By-law No. 348, of the Municipal Corporation of the Town of Bridgeburg, to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the Town of Bridgeburg and other municipal corporations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

By-laws Nos. 3053 and 387, of the Municipal Corporation of the City of St. Catharines, to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the City of St. Catharines and other municipal corporations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

By-law No. 417, of the Municipal Corporation of the Village of Grimsby, to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the Village of Grimsby and other municipal corporations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

By-law No. 419, of the Municipal Corporation of the Village of Beamsville, to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the Village of Beamsville and other municipal corporations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

By-law No. 9 of 1916, of the Municipal Corporation of the Village of Port Colborne, to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the Village of Port Colborne and other municipal corporations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

By-law No. 542, of the Municipal Corporation of the Town of Oakville, to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the Town of Oakville and other municipal corporations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

By-law No. 320, of the Municipal Corporation of the Town of Burlington, to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the Town of Burlington and other municipal corporations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

By-law No. 3197, of the Municipal Corporation of the City of Hamilton, to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the City of Hamilton and other municipal corporations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

By-law

By-law No. 862, of the Municipal Corporation of the Township of Toronto, to authorize a certain agreement made between the Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the Township of Toronto and other municipal corporations, for the construction, equipment and operation of an electric railway under *the Hydro-Electric Railway Act, 1914*, and amendments thereto.

By-law No. 138, of the Municipal Corporation of the Township of Trafalgar, to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the Township of Trafalgar and other municipal corporations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

By-law No. 659, of the Municipal Corporation of the Township of Nelson, to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the Township of Nelson and other municipal corporations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

By-law No. 619, of the Municipal Corporation of the Township of East Flamboro, to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the Township of East Flamboro and other municipal corporations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

By-law No. 1059, of the Municipal Corporation of the Township of Barton, to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the Township of Barton and other municipal corporations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

By-law No. 234, of the Municipal Corporation of the Township of North Grimsby, to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the Township of North Grimsby and other municipal corporations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

By-law No. 296, of the Municipal Corporation of the Township of Clinton, to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the Township of Clinton and other municipal corporations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

By-law No. 619, of the Municipal Corporation of the Township of Louth, to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the Township of Louth and other municipal corporations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

By-law No. 387, of the Municipal Corporation of the Township of Grantham, to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the Township of Grantham and other municipal corporations,

porations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

By-law No. 474, of the Municipal Corporation of the Township of Humberstone, to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the Township of Humberstone and other municipal corporations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

By-law No. 14, 1916, of the Municipal Corporation of the Township of Crowland, to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the Township of Crowland and other municipal corporations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

By-law No. 882, of the Municipal Corporation of the Township of Bertie, to authorize a certain agreement made between The Hydro-Electric Power Commission of Ontario and the Municipal Corporation of the Township of Bertie and other municipal corporations, for the construction, equipment and operation of an electric railway under *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

CHAPTER 46.

The Municipal Amendment Act, 1919.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Subsection 2 of section 53 of *The Municipal Act* is amended by adding thereto the following clause:—

Rev. Stat.,
c. 192,
s. 53, subs. 2,
amended.

(g) Of his being a part owner or joint owner of vacant land (other than the land in respect of which he qualifies) in respect of which taxes are in arrears, where the council of the corporation has by resolution declared that clause (s) of subsection 1 shall not apply so as to disqualify a joint owner or part owner of any such vacant land until after the 1st day of June, 1921.

Exemption
from dis-
qualifica-
tion for
non-pay-
ment of
taxes in
certain
cases.

2. Section 53a of *The Municipal Act* as enacted by section 3 of *The Municipal Amendment Act, 1918*, is amended by adding after the word "corporation" in the seventh line the words, "for the management and control of a public utility as defined by *The Public Utilities Act* or of an electric railway or steam railway."

Rev. Stat.,
c. 192,
s. 53a,
amended.

This amendment shall be read and construed as if it had been passed on the 26th day of March, 1918.

3. Subsection 4 of section 64 of *The Municipal Act* is amended by adding at the end thereof the following words, "and any such by-law shall remain in force from year to year until it is repealed."

Rev. Stat.,
c. 192,
s. 64,
amended.

Rev. Stat.,
c. 192,
s. 73,
amended.

4. Section 73 of *The Municipal Act* is amended by striking out the words "is a Sunday and in that case on the following day" in the 6th and 7th lines thereof and inserting the following words in lieu thereof: "is a Saturday or a Sunday and in that case on the preceding Friday."

Rev. Stat.,
c. 192,
s. 78,
amended.

5. Section 78 of *The Municipal Act* is amended by inserting after the word "clerk," in sub-section 1, the words "or such person as the council may appoint to act in the absence of the clerk through illness or otherwise."

Rev. Stat.,
c. 192,
s. 209a,
amended.

6. Subsection 2 of section 209a of *The Municipal Act* as enacted by 5 Geo. V, c. 34, s. 14, is amended by striking out the figures "\$1,500" in the third line and inserting the figures "\$2,500."

Rev. Stat.,
c. 192, s. 230
(1) amended.

7. Subsection 1 of section 230 of *The Municipal Act* is amended by striking out the word "annually" in the second line and by inserting before the word "collectors" in the second line the following words: "shall annually appoint as many."

Rev. Stat.,
c. 192,
s. 318 (1),
amended.

8.—(1) Subsection 1 of section 318 of *The Municipal Act* is hereby amended by striking out the figures "\$100" in the third line thereof, and substituting therefor the figures "\$50."

Rev. Stat.,
c. 192,
s. 318 (2),
amended.

(2) Subsection 2 of section 318 of the said Act is hereby amended by striking out the figures "\$100" in the fifth and seventh lines thereof and substituting therefor the figures "\$50."

Rev. Stat.,
c. 192,
s. 324 (2),
amended.

9. Subsection 2 of section 324 of *The Municipal Act* is amended by inserting after the word "widening" in the third line thereof the words, "protecting from the erosion of streams or water."

Rev. Stat.,
c. 192,
s. 380,
amended.

10. Section 380 of *The Municipal Act* is amended by striking out the word "may" in the third line and substituting therefor the word "shall."

Rev. Stat.,
c. 192,
amended.

11. *The Municipal Act* is amended by adding the following as section 398a:

398a By-laws may be passed by the councils of all municipalities.

Memorial
homes, club
houses, etc.,
for soldiers.

1. For erecting, establishing, equipping and maintaining, or for granting aid for the erection, establishment, equipment and maintenance

maintenance of a memorial home or club-house for nursing sisters, officers and men who have been on active service during the present war with the naval or military forces of Great Britain or her Allies, or of a monument, building or structure or a park in commemoration of officers and men who have died while on such active service.

(a) The councils of any two or more municipalities may enter into an agreement for carrying out any of the purposes of this paragraph in any one of them;

2. With the assent of the electors qualified to vote on money by-laws for exempting from taxation except for local improvements and school purposes for a period not exceeding ten years any such memorial home, club-house or building and the lands used in connection therewith; Exemption from taxation.

3. For granting aid to any fund established for providing allowances to widows, children, widowed mothers, parents, persons acting in *loco parentis* or dependants of nursing sisters, officers and men who resided in the municipality for six months prior to enlistment and who died while on active service during the present war with the naval or military forces of Great Britain or her Allies; Allowances to widows, children, etc., of deceased soldiers.

4. For making grants to nursing sisters, officers and men who have returned from such active service and who resided in the municipality for six months prior to enlistment; Grants to soldiers.

(a) Paragraphs 3 and 4 shall come into force on the first day of June, 1919.

12. Paragraph 12 of section 399 of *The Municipal Act* is amended by striking out all the words after "servants" in the third line of clause *a* and by adding the following clauses:— Rev. Stat., c. 192, s. 399, par. 12, amended.

(b).

Fixed or
graded
fees.

- (b) The council may provide for the expense incurred in such work by imposing in the by-law authorizing the work or in a separate by-law a fixed fee or graded fees varying according to the different kind of premises served, the time involved in service and such other matters as the council may consider applicable, and such fees shall be rated and assessed against the lands in respect of which such services are rendered in the collector's roll of the municipality and collected and recovered in like manner as municipal taxes;

Special
rate accord-
ing to
assessed
value.

- (c) The council may provide that the collection, removal and disposal by the corporation of the contents of earth closets or other sanitary closets throughout the whole municipality, or in defined areas of it shall be done at the expense of the owners or occupants of the land therein, and for that purpose may impose upon such land a special rate according to its assessed value which shall be collected and recovered in like manner as municipal taxes.

Rev. Stat.,
c. 192, s. 399,
amended.

13. Section 399 of *The Municipal Act* is amended by adding the following as paragraph 3a:

Coal Dealers—Taking of Orders by.

Fixing
time for
delivery
of goods.

- 3a. For requiring every dealer in coal who takes orders for coal for future delivery, and accepts payment in full or on account of such order, to deliver to the purchaser the coal so ordered within the time or times fixed by the by-law.

Rev. Stat.,
c. 192,
s. 400, par. 3,
amended.

14.—(1) Paragraph 3 of section 400 of *The Municipal Act* is amended by striking out all the words after the words "at large" in the eighth line, down to and including the word "works" in the tenth line, and substituting therefor the following: "or where any such corporation has undertaken the construction, purchase or acquisition of any such works and it appears that the cost of such construction, purchase or acquisition has exceeded or will exceed the amount already provided for that purpose,—for borrowing such further sums as may be necessary to extend, improve or complete such works or the purchase or acquisition of the same."

(2) The clause lettered *b* in the said paragraph is amended by striking out the word "extension" in the second

line of the said clause and substituting therefor the words "expenditure proposed to be made for such extension or improvement or for the completion of such works or such purchase or acquisition."

15. Clause *a* of paragraph 4 of section 406*a* of *The Municipal Act* as enacted by 4 Geo. V, c. 33, s. 13, is repealed and the following substituted therefor:—

Rev. Stat.,
c. 192,
s. 406*a*,
amended.

- (*a*) For the purpose of this paragraph, a public garage shall include a building or place where motor cars are hired or kept or used for hire or where such cars or gasoline or oils are stored or kept for sale, and a building used as an automobile repair shop.

16. Section 408 of *The Municipal Act* is amended by adding the following as paragraph 8:—

Rev. Stat.,
c. 192,
s. 408,
amended.

Seeds—Purchase and Donation of.

8. For purchasing supplies of any or all kinds of vegetables, seeds and seed roots and tubers and donating them to residents of the county on such terms and conditions as may be fixed by the by-law for the purpose of promoting and aiding the production of crops.

Purchase
and dona-
tion of
seeds.

- (*a*) This paragraph shall be deemed to have been in force on, from and after the 12th day of April, 1917.

17. Section 409 of the said Act is amended by adding the following thereto as paragraph 2*f*:—

Rev. Stat.,
c. 192,
s. 409,
amended.

- 2*f*. Paragraph 2 of this section shall also apply to tents, awnings, or other similar coverings for business purposes and buildings for the housing of motor trucks or apparatus used in any truck cartage business, but this paragraph shall not apply to any such tent, awning or building which was on the 1st day of May, 1919, erected or used for any such purpose so long as it is used as a building which was on the 1st day of April, 1919, erected or used for any such purpose so long as it is used as it was used on that day.

Regulation
of location
of awnings,
tents, etc.

18. *The Municipal Act* is amended by adding the following as section 410*a*:

Rev. Stat.,
c. 192,
amended.

Location of
apartment
houses and
garages.

410a. By-laws may be passed by the councils of cities and towns having a population of not less than 5,000 for the purposes set out in paragraph 1 of section 410 as amended by section 11 of *The Municipal Amendment Act, 1918*.

Rev. Stat.,
c. 192, s. 413,
amended.

19.—(1) Section 413 of *The Municipal Act* is amended by striking out the words “separated towns and towns in unorganized territory” and substituting therefor the word “towns” and by adding the following clause:

Licensing
junk and
second-hand
shops.

(d) A by-law of a county passed under this paragraph shall not have force in a town after the council of the town has passed a by-law for a similar purpose.

Rev. Stat.,
c. 192,
s. 413,
par. 1,
amended.

(2) Paragraph 1 of section 413 of *The Municipal Act* is amended by inserting the words “junk yards” after the words “junk shops” in the first line thereof.

Rev. Stat.,
c. 192, s. 413,
amended.

(3) Paragraph 1 of section 413 of *The Municipal Act* is amended by adding after clause *a* the following clauses:—

(a1) The by-law may apply to and require every person using a vehicle for any of the purposes mentioned in paragraph 1, either on his account or as the agent or servant of another person, to take out a license;

(a2) The power of licensing shall not apply to persons engaged in any of the objects mentioned in paragraph 1 for patriotic or charitable purposes.

Rev. Stat.,
c. 192,
s. 433,
amended.

20. Section 433 of *The Municipal Act* is amended by adding thereto the following subsection:—

Reservation
of rights
in soil.

(2) In the case of a dedicated highway such vesting shall be subject to any rights in the soil reserved by the person who laid out or dedicated the highway.

Rev. Stat.,
c. 192,
s. 472,
amended.

21. Section 472 of *The Municipal Act* is amended by adding thereto the following subsection:—

Closing
of street
to vehicular
traffic
only.

(7) The council may, in any by-law closing a highway provide that the same shall only be closed for vehicular traffic and not for pedestrian traffic or *vice versa*, and may provide for the erection of barricades to enforce the due observance thereof.

CHAPTER 47.

An Act to enable Women to be Elected or
Appointed to Municipal Offices.*Assented to 24th April, 1919.*

HIS MAJESTY, by and with the advice and consent of
the Legislative Assembly of the Province of Ontario,
enacts as follows:—

1. This Act may be cited as *The Women's Municipal* Short title.
Qualification Act, 1919.

2. Notwithstanding anything in any other Act contained, Qualifica-
a woman may be elected or appointed a member of a muni- tion of
cipal council and may sit and vote therein, and may be women for
elected or appointed to any municipal office, or as a member municipal
of any board, commission or other body constituted under office.
any general or special Act of this Legislature for municipal
purposes, in the same manner, and on the same terms, and
under the same conditions as to qualification and otherwise,
as in the case of a man, but where property qualification is
required for membership in a municipal council, or for any
office, the qualification of a woman shall be as owner or
tenant in her own right to the amount set out in the pro-
vision requiring such qualification.

CHAPTER 48.

An Act to amend The Bureau of Municipal
Affairs Act.*Assented to 24th April, 1919.*

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario enacts as follows:—

Short title. **1.** This Act may be cited as *The Bureau of Municipal Affairs Amendment Act, 1919.*

7 Geo. V,
c. 14,
amended. **2.** *The Bureau of Municipal Affairs Act* is amended by adding thereto the following as section 5a:

Director
may be
member of
Ont. Ry. &
Mun. Bd. 5a. Notwithstanding anything contained in this or any other Act, the director may be a member of the Ontario Railway and Municipal Board, and in such event shall be paid his salary as such member in addition to his salary as director.

When Act
to take
effect. **3.** This Act shall come into force forthwith on the passing of it.

CHAPTER 49.

An Act to amend The Local Improvement Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Section 20 of *The Local Improvement Act* is amended by adding thereto the following as subsection 2:

Rev. Stat.
c. 193, s. 20,
amended.

- (2) In all municipalities where such guarantee is required where any local improvement is undertaken by the corporation and constructed by day labour, the corporation may assess as part of the cost thereof a reasonable allowance to make good any imperfections therein due to materials, workmanship or construction during the lifetime thereof as fixed by the Court of Revision, the amount of such allowance to be subject to revision by the Court of Revision;

Assessment
of allow-
ance to
make good
imper-
fections.

CHAPTER 50.

An Act to amend The Assessment Act and other Acts in connection therewith.

Assented to 24th April, 1919.

HIS MAJESTY by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.
c. 195, s. 5,
par. 2,
amended.

1. Paragraph 2 of section 5 of *The Assessment Act* is amended by adding the following as clause (a):

(a) Where land is acquired for the purpose of a cemetery or burying ground but is not immediately required for such purpose it shall not be entitled to exemption from taxation under this paragraph until it has been enclosed and actually and *bona fide* required, used and occupied for the interment of the dead.

Rev. Stat.
c. 195, s. 5,
par. 15,
amended.

2. Paragraph 15 of section 5 of *The Assessment Act* is amended by striking out the words "and the income of any person in such naval or military service on full pay or otherwise in actual service" in the 4th, 5th and 6th lines.

Rev. Stat.
c. 195, s. 5,
par. 20,
repealed.

3. Paragraph 20 of section 5 of *The Assessment Act* is repealed and the following substituted therefor:

20. The annual income derived from personal earnings or from any pension, gratuity, or retiring allowance in respect of personal services by any person assessable directly in respect of income under this Act to the amount of \$1,700 where such person is resident in a city or town, or to the amount of \$1,400 where such person is resident in any other municipality, if such person is a householder in the municipality and assessed as such, or being the head of a family occupies with his family any portion of a dwelling house, although not assessed therefor, and the annual income de-

rived

rived from personal earnings or from any pension, gratuity or retiring allowance in respect of personal services of every person not being such householder or head of a family to the amount of \$700 where he is resident in a city or town, and to the amount of \$500 where he is resident in any other municipality, and the income of any person derived from any investment, or from money on deposit in any bank or other financial institution or loaned upon mortgages, promissory notes or other securities if such income does not exceed \$800, and the income of such person from all sources does not exceed \$1,500.

4. Paragraph 21 of section 5 of *The Assessment Act* is amended by adding after the words "real estate" in the first line the words "in Ontario." Rev. Stat.
c. 195, s. 6,
par. 21,
amended.

5.—(1) Clauses *a* and *b* of subsection 1 of section 10 of *The Assessment Act* are suspended until such time as they may be declared to be in force by proclamation of the Lieutenant-Governor in Council. Rev. Stat.
c. 195, s. 10
(1), clauses
(a), (b),
suspended.

(2) Notwithstanding the provisions of *The Assessment Act*, no distiller, brewer or maltster shall be liable for nor shall any municipal corporation levy or collect from any such person any taxes for the year 1919 in respect of business assessment.

6. Section 14 of *The Assessment Act* is amended by inserting the following as subsection 1a:— Rev. Stat.
c. 195, s. 14,
amended.

(1a) To remove doubts it is hereby declared that the receipts of a telephone company from long distance business or calls in a municipality or police village are and always have been liable to assessment under the provisions of subsection 1 in such municipality or police village. Assessment of
receipts
from long
distance
business.

7. Section 17 of *The Assessment Act* is amended by adding after the word "assessors" in the 3rd line the words "of any municipality." Rev. Stat.
c. 195, s. 17,
amended.

8. Section 18 of *The Assessment Act* is amended by inserting the following as subsection 1a:— Rev. Stat.
c. 195, s. 18,
amended.

(1a) The return to be made by a person as to income shall be in the form prescribed by the Lieutenant Income
returns.
tenant

tenant-Governor in Council and such form shall be published in the *Ontario Gazette*.

Rev. Stat.
c. 195, s. 18,
amended.

9. Form 2 mentioned in section 18 of *The Assessment Act* is amended by striking out that part headed "Return to be delivered by all persons as to their income" but not including the affidavit at the end.

Rev. Stat.
c. 195, s.
19 (1),
amended.

10. Subsection 1 of section 19 of *The Assessment Act* is amended by adding at the end thereof the following clause:—

(a) "Dividends" in this subsection shall include interest on bonds, debentures or other securities.

Rev. Stat.
s. 195,
amended.

11. *The Assessment Act* is amended by adding the following as section 40a:—

Provision
for partial
exemption
of dwelling
houses from
taxation.

40a. (1) The council of a city, town or village may with the assent of the electors qualified to vote on money by-laws pass a by-law providing that taxes and rates, except for school purposes, on dwelling houses assessed for not more than \$4,000 shall be levied and imposed on such percentage of the assessed value as may be thought proper but not on a less percentage than the following:—

- (a) On dwelling houses assessed at not more than \$2,000 on not less than 50 per cent. of the assessed value;
- (b) On dwelling houses assessed at not more than \$2,500 on not less than 60 per cent. of the assessed value;
- (c) On dwelling houses assessed at not more than \$3,000 on not less than 70 per cent. of the assessed value;
- (d) On dwelling houses assessed at not more than \$3,500 on not less than 80 per cent. of the assessed value;
- (e) On dwelling houses assessed at not more than \$4,000 on not less than 90 per cent. of the assessed value.

Power of
township.

(2) The council of a township shall have the same power as is set out in subsection 1 and in addition the by-law may
in

in the case of farms extend and apply to all buildings used for farming purposes.

(3) The council of any local municipality may without the assent of the electors pass a by-law exempting from taxation except for local improvements and school purposes for a period not exceeding 10 years dwelling houses assessed at not more than \$3,000 owned and occupied by officers or men who have been on active service overseas during the present war with the naval or military forces of Great Britain or Great Britain's Allies.

Exemption
of dwelling
houses of
men on
active
service
overseas.

(4) The council of any local municipality may without the assent of the electors pass a by-law exempting such officers and men for a period not exceeding 10 years from the payment of any tax levied or imposed under the provisions of section 4 of *The Statute Labour Act* as amended by 6 Geo. V, c. 42, s. 1, and as further amended by 7 Geo. V, c. 46, s. 1, and 8 Geo. V, c. 35, s. 1, and the council of a township may without the assent of the electors pass a by-law exempting for a period not exceeding 10 years such officers and men from the performance of the one day of statute labour mentioned in section 5 of *The Statute Labour Act*.

Exemption
from poll
tax.

Rev. Stat.,
c. 196.

(5) "Dwelling houses" for the purposes of this section shall not include an apartment or tenement house or a hotel or a building erected or altered for the purpose of providing two or more separate suites or sets of rooms for separate occupation by one or more persons.

Interpreta-
tion.

12. Section 44 of *The Assessment Act* is amended by adding the following as subsection 4:—

Rev. Stat.
c. 195, s. 44,
amended.

(4) Notwithstanding anything contained in this section or any other section of this Act the structures, substructures, superstructures, rails, ties, poles and wires of such an electric railway, shall be liable to assessment and taxation in the same manner and to the same extent as those of a steam railway are under the provisions of section 47 and not otherwise.

Assessment
of struc-
tures, rails,
ties, poles,
of electric
railway.

13. Section 45a of *The Assessment Act*, as enacted by 8 Geo. V, cap. 20, sec. 39, is amended by adding at the beginning of subsection 2 the words "Subject to the provisions of subsection 3" and by adding the following as subsection 3:

Rev. Stat.
c. 195, s. 45a,
amended.

(3) Notwithstanding anything contained in this section or in paragraph 7 of section 5, any restaurants, merry-go-rounds and switch-back railways carried

Taxation of
restaurants,
etc., of
municipal
electric
railway.

ried on in connection with an electric railway owned, leased or operated by or for a municipal corporation or vested in or controlled by a commission on behalf of a municipal corporation, shall be assessable.

Rev. Stat.
c. 195,
s. 49 (3),
amended.

14. Subsection 3 of section 49 of *The Assessment Act* is amended by adding at the end thereof the following, "but the council of a city or town may pass a by-law providing that the notice may be sent by registered letter post, addressed to his residence or place of business."

Rev. Stat.
c. 195,
Form 6,
amended.

15. Form 6 mentioned in section 49 of *The Assessment Act* is amended by adding after the column headed "School supporter," a column headed, "British subject or Alien," and the assessor shall denote in such column whether the person assessed is a British subject or an alien by the insertion of the letters "B.S." or "A.," according to the fact.

Rev. Stat.
c. 195,
s. 99 (2),
repealed.

16. Subsection 2 of section 99 of *The Assessment Act* is repealed and the following substituted therefor:—

Preparation
of collec-
tor's roll.

(2) Notwithstanding anything contained in subsection 1 or in *The Public Schools or Separate Schools Acts*, the council of any city or town may by by-law provide that the clerk shall set down the name in full of every person assessed and the assessed value of his real property, taxable business and income, as ascertained after the final revision of the assessment roll, and opposite such assessed value he shall set down in a column for that purpose the total amount for which the person is chargeable for all sums ordered to be levied by the said council or school boards for the purposes thereof.

Rev. Stat.
c. 195,
s. 128 (1),
amended.

17. Subsection 1 of section 128 of *The Assessment Act* is amended by striking out the following words, "file such lists and any such memorandum in his office for public use, and shall furnish forthwith to the assessor of the municipality if the municipality is one whose officers have power to sell lands for arrears of taxes, or in other cases to the county treasurer, a true copy of the same, certified to by him, under the seal of the corporation," and by substituting therefor the following, "transmit such lists and any such memorandum forthwith to the treasurer of the municipality if the municipality is one whose officers have power to sell lands for arrears of taxes, or in other cases to the county treasurer, and the treasurer in either case shall attach the

seal

seal of the corporation to such lists and file the same in his office for public use."

18. Where a person has subscribed for and has been allotted any part of a War Loan issue of the Government of Canada and in order to make the payments falling due from him upon such allotment has borrowed money or received or been credited with advances from any bank or person he shall be assessable upon his income from the bonds allotted to him for such an amount only as will equal the amount by which such income exceeds the interest payable by him to such bank or person on the money so borrowed or the advances so received or credited.

Provision
for deduc-
tion in case
of income
from
Dominion
War Loan
Bonds.

This section shall be read and construed as if it had been passed on the 1st day of December, 1918.

19. This Act may be cited as *The Assessment Amendment Act, 1919.* Short title.

CHAPTER 51.

An Act to amend The Municipal Franchises Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.
c. 197, s. 3,
amended.

1. *The Municipal Franchises Act* is hereby amended by inserting after section 3 thereof the following as section 3a:

Consent of
council of
city over
200,000
when
required.

3a. The council of a local municipality shall not grant any franchise upon any highway of the municipality within a radius of five miles of the boundary of any city without notice in writing to the council of such city, and if the council of the city, within four weeks after the receipt of such notice, gives a notice in writing to the council of such local municipality that it objects to the granting of the franchise the approval of The Ontario Railway and Municipal Board shall be obtained, and if the council of such city does not give such notice within such time, it shall be deemed to have no objection and the council of such local municipality may grant such franchise with the assent of the municipal electors of such local municipality as provided by the next preceding section.

CHAPTER 52.

An Act to amend The Municipal Drainage Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Subsection 9 of section 9 of *The Municipal Drainage Act* is amended by adding thereto the following words: Rev. Stat.,
c. 198, s. 9
(9) amended

“If the engineer is unable to file his report within the time for filing report of engineer. time specified, the referee on the application of the engineer for an extension of time, may extend the time for the filing of the report, and shall notify the council of such extension. This provision shall apply to petitions for drainage filed since the first day of April, 1918.”

2. Subsection 10 of section 9 of the said Act is amended by adding the words “or referee” after the word “council” in the third line. Rev. Stat.,
c. 198, s. 9
(10)
amended.

3. Subsection 7 of section 9 of *The Municipal Drainage Act* is amended by striking out the word “ten” in the sixth line and substituting therefor the word “thirty.” Rev. Stat.
c. 198,
s. 9 (7),
amended.

CHAPTER 53.

An Act to amend The Planning and Development Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

8 Geo. V.
c. 38, s. 6,
amended.

1. Section 6 of *The Planning and Development Act* is amended by adding the following subsections thereto:—

Fee to be
paid to city
on approval
of plan.

- (6) Any person surveying and subdividing into lots any land situated within the boundaries of any city shall pay to the treasurer of such city at the time of the application for the approval of the council thereof a fee of five cents per foot frontage for all land surveyed and subdivided by such plan and fronting upon any highway already existing or laid out upon such plan, and the council may withhold its approval of such plan until payment of the proper fees payable hereunder;

Dispute as
to amount
of fees.

- (7) In the event of any dispute as to the amount of fees payable under the foregoing subsection, the same shall be referred to the board, whose determination with relation thereto shall be final and binding.

CHAPTER 54.

An Act to provide for the Erection of Dwelling Houses.

Assented to 24th April, 1919.

WHEREAS the Government of the Dominion of Canada ^{Preamble.} has made provision for lending money for twenty years with interest at the rate of 5 per cent. per annum to the Provinces of Canada for the purpose of promoting the erection of dwelling houses; and whereas the Province of Ontario desires to borrow from the Dominion of Canada a portion of the fund for the purpose of lending the same to municipal corporations to promote the erection of dwelling houses throughout Ontario; and whereas the Province of Ontario also desires to borrow from any person such further sums as may be deemed necessary for the purposes of this Act;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Ontario Housing Act*, ^{Short title.} 1919.

2. This Act shall apply to any local municipality the ^{Application} council of which passes a by-law declaring that it shall apply. ^{of Act.}

3. In this Act,—

^{Interpre-}
^{tation.}

(a) "Commission" shall mean a Housing Commission ^{"Commis-} appointed by a municipal corporation for the ^{sion."} purposes of this Act;

(b) "Company" shall mean a company incorporated ^{"Company."} under *The Housing Accommodation Act*; ^{Rev. Stat.,} ^{c. 220.}

(c) "Director" shall mean the Director of the Bureau ^{"Director."} of Municipal Affairs, or such other person or body as may be designated by the Lieutenant-Governor in Council;

(d)

"House."

(d) "House" shall include all necessary improvements and conveniences.

Power to borrow from the Dominion.

4. The Lieutenant-Governor in Council, for the purposes of this Act, other than loans to farmers as provided by section 13, may from time to time borrow from the Dominion of Canada such sum of money as the Dominion of Canada may be willing to lend to it, payable within a period not exceeding twenty years from the date of the loan, and bearing interest at the rate of 5 per cent. per annum, payable half-yearly.

Power to borrow from any person.

5.—(1) The Lieutenant-Governor in Council, for the purposes of this Act, may also from time to time borrow from any person other than the Dominion of Canada such further sums of money as he may deem necessary.

(2) The money so borrowed shall be payable within a period not exceeding twenty years, and shall bear interest at such rate as may be fixed by the Lieutenant-Governor in Council.

Money borrowed to form part of Consolidated Revenue Fund.

6. The money borrowed under sections 4 and 5 shall be charged upon the Consolidated Revenue Fund of Ontario, and shall be paid into and form part of that fund.

Loans by Province to municipal corporation.

7. The Lieutenant-Governor in Council may from time to time lend to a municipal corporation the full cost of the land acquired and the houses erected by its commission under the provisions of this Act, as fixed and determined by the director, and all money required to enable its commission to make the loans provided for by sections 12 and 13 and payment on account of the cost of such houses and on account of such loans shall be made by the province to the corporation from time to time during the progress of the work on estimates furnished by the commission to and approved by the director.

Restriction on money borrowed from Dominion.

8. No part of the money borrowed from the Dominion of Canada shall be applied in making loans to farmers, provided for by section 13.

Power of municipal corporations to borrow without assent of electors.

9.—(1) A municipal corporation, for the purposes of this Act may, without obtaining the assent of the electors, pass by-laws from time to time for borrowing from the Province of Ontario such money as the director may approve of, and may issue debentures for the payment of the money borrowed.

Limit of borrowing powers not affected.

(2) Any money borrowed by a municipal corporation under the provisions of this Act shall not be counted in ascertaining whether the limit of its borrowing powers has been reached under any general or special Act.

10.—(1) The council shall, by the by-law declaring that this Act shall apply or by another by-law forthwith appoint a commission to be known as the Housing Commission of the ^{Appointment of Housing Commission.} (*naming the municipality*) for the purpose of carrying out the provisions of this Act.

(2) Such commission shall be a body corporate and shall be composed of the head of the council for the time being ^{How composed.} and two or four persons resident in the municipality who are not members of the council.

(3) The members of the commission, other than the head of the council, shall hold office for two years and until their successors are appointed, except that in making the first appointment the council shall designate one of the two members or two of the four members, as the case may be, who shall hold office for one year. ^{Term of office.}

(4) In a city having a population of not less than 100,000 ^{In city over 100,000.} the commission may be composed of five persons resident in the municipality who are not members of the council, who shall hold office for five years and until their successors are appointed except that in making the first appointment the council shall designate one who shall hold office for one year, one who shall hold office for two years, one who shall hold office for three years, one who shall hold office for four years and one who shall hold office for five years.

(5) In the case of a vacancy in the office of a member ^{Vacancies.} before the expiration of his term, the council shall appoint a person to fill the vacancy for the unexpired term.

(6) The members of the commission may be paid such salary or other remuneration as the council may think proper ^{Salary or remuneration.} and shall be eligible for re-appointment.

(7) The commission shall elect a chairman and a vice-chairman, who shall preside at all meetings of the commission in the absence of the chairman. ^{Chairman. vice-chairman.}

(8) The commission shall have a corporate seal and all agreements of sale, conveyances and other documents shall be executed by the chairman, or vice-chairman and by the secretary under the corporate seal, but where by oversight the seal has not been affixed, it may be affixed at any time afterwards, and, when so affixed the agreement of sale, conveyance or other document shall be as valid and effectual as if it had been originally sealed.

Municipal
officers to
perform
duties.

(9) The clerk, assessment commissioner, assessor, treasurer, architect, engineer and other officers of the municipality shall, at the request of the commission, do and perform all such duties under this Act as they would do and perform for the council in the like case if the carrying out of the provisions of this Act had been conferred on the council.

Payment
out of
money by
treasurer.

(10) The money borrowed from the province by the corporation shall be paid out by the treasurer of the corporation on the certificate or order of the commission.

Separate
Accounts.

(11) The treasurer shall keep separate accounts of all money borrowed by the corporation or loaned by the commission.

Limit of
powers of
commission.

(12) The council may, by the by-law appointing the commission, or by another by-law, with the approval of the director, limit the powers of the commission to any one or more of the purposes set out in sections 11, 12 and 13.

Erection of
dwelling
houses for
certain
persons.

11.—(1) A commission may erect on land acquired by it, within the limits of the municipality, and any company may erect on land acquired by it in any municipality to which this Act applies, dwelling-houses of a class suitable for the accommodation of persons who have been on active service during the present war with the naval or military forces of Great Britain or her allies, and who are residents of Ontario, and working men and working women and men and women of moderate means.

Limit of
cost.

(2) Except as provided by subsection 3, the cost of any house shall not exceed \$2,500 and the cost of the house and the land on which it is erected shall not exceed \$3,000.

When
limit
may be
exceeded.

(3) In particular cases or in any particular municipality, with the approval of the director, the cost of a house may exceed \$2,500, but shall not exceed \$3,000, and the cost of a house and the land on which it is erected may exceed \$3,000 but shall not exceed \$3,600.

Loans by
commission.

12.—(1) A commission may, with the approval of the director, make loans for the purposes of this Act, to

To com-
panies.

(a) A company for not more than 85 per cent. of the actual value of the land and houses as determined by the director;

To private
persons
owning
land.

(b) A private person who desires to erect a house for his own occupation on land owned by him to the full cost of the house and the limitations contained in subsections 2 and 3 of section 11 shall not apply so far as the value of the land is concerned;

(c)

(c) A private person who desires to erect a house for ^{To other private persons.} his own occupation on land owned by the commission to the full cost of the house if he pays in cash the value of the land or 10 per cent. of the value of the land and of the cost of the house or gives security approved of by the commission and the director for such payment in cash;

(d) A person who has been on active service during ^{To soldiers who have been on active service.} the present war with the naval or military forces of Great Britain or her Allies, if he resides in the municipality and did so reside at the time of his enlistment, and, where he has died, his widow and his father or widowed mother, if they reside in the municipality, and who desires to erect a house for his or her own occupation on land owned by the commission, to the full cost of the house.

(2) The commission may, if it thinks proper, require any person to furnish any security, or make any payment or comply with any condition in addition to those set out in subsection, 1.

13.—(1) The Lieutenant-Governor in Council, on the ^{Loans by province and commission to farmers.} recommendation of the director and a commission with the approval of the director may make loans to a farmer who desires to erect a dwelling-house on his farm for the occupation of any married son and of any married man employed by him as a farmer, to the full value of the house.

(2) The provisions of this Act respecting loans by a ^{Application of other provisions of Act.} commission shall apply, *mutatis mutandis*, to a loan made under subsection 1, except that a mortgage on the farm or part of it may, with the approval of the director, be taken as security for the loan.

14.—(1) No loan made by a commission shall be made ^{Loans by commission limited to land in municipality.} upon any land or house not situate within the municipality for which the commission is appointed.

(2) Payments on account of such loans shall be made to ^{Payments on account.} the company or person by the commission from time to time during the progress of the work on estimates furnished to and approved by the commission.

(3) A person to whom a loan is made shall become a ^{Borrower to become a purchaser under agreement of sale.} purchaser from the commission under an agreement of sale for the amount of the loan in the case of an owner and for the amount of the loan and value of the land in other cases, sale.

and

and for that purpose the owner shall convey to the commission such part of his land as may be required by the commission.

Approval of
building
scheme,
etc., by
director.

15. The building scheme of a commission or company, including the location of the land, the laying out of it and the subdivision of it into lots, the position of the houses to be erected on it and the plans and specifications of them shall be subject to the approval of the director.

Persons to
whom
houses may
be sold
and
conditions.

16.—(1) Houses erected by a commission or a company may be sold by it to any person mentioned in section 11, and the same shall be sold under an agreement, the form of which shall be approved by the director and which shall provide, among other things, for—

Monthly
payments.

(a) Payment of an amount in each month, estimated by the director as sufficient to pay the purchase money and interest thereon at the rate of 5 per cent. per annum at the end of twenty years from the date of sale;

Interest on
arrears.

(b) Payment of interest on arrears at the rate of 5 per cent. per annum;

Payment
of whole
purchase
money.

(c) Payment at the option of the purchaser of the whole or any part of the purchase money at any time during the term of the agreement;

Cancellation
of agree-
ments.

(d) Power to cancel the agreement on default being made in any payment if the default continues for three months;

Assign-
ment of
agreement.

(e) Right of the purchaser before default and with the consent of the commission or company, or of the director, to assign the agreement;

and the agreement shall contain covenants by the purchaser to keep the house in repair and to pay taxes, local improvement rates and insurance.

Director
to provide
forms of
agreement
of sale.

(2) The director shall cause to be printed and sent to any commission or company, on request, a sufficient number of blank forms of agreement of sale for its use, and no charge shall be made against a purchaser for the completion and execution of them.

Application
of Rev. Stat.
c. 124, s. 48.

(3) The provisions of section 48 of *The Registry Act* as to the registration of mortgages endorsed "not to be recorded in full," shall apply, *mutatis mutandis*, to agreements for sale made under this Act.

17. All houses sold by a commission or company shall be sold at actual cost as determined by the director.

Sales to be at actual cost with added percentage in case of

18.—(1) A house erected or purchased under the provisions of this Act shall not be rented or leased by a commission or company except with the approval of the director or by a purchaser or a person who has built it out of money borrowed from a commission, except with the approval of the commission or company as the case may be, and of the director, and any lease, agreement for lease or to rent made without such approval shall be null and void.

Prohibition against renting except with lease of director.

(2) This section shall not apply where the purchase money or the loan has been paid in full.

19.—(1) For the purpose of enforcing payment of the monthly instalments due under an agreement of sale, and of entering into possession after default, a commission or company shall have all the remedies which a landlord has against a tenant under *The Landlord and Tenant Act*, and the purchaser shall be deemed a tenant to the commission or company.

Enforcing payment of monthly instalment.
Rev. Stat., c. 155.

(2) Where default has been made in any payment under an agreement of sale, and the default continues for three months and the purchaser refuses to give up possession to the commission or company, the director, on the application of the commission or company, may, by order, authorize and require any constable, with such assistance as he may need, to enter on and take possession of the premises for and on behalf of the commission or company.

Provision for taking forcible possession.

20.—(1) A loan made by the province to a municipal corporation shall be repaid within a period not exceeding twenty years from its date and shall bear interest at the rate of 5 per cent. per annum.

Repayments of loans to municipal corporations.

(2) Such loan shall be repaid in equal monthly instalments by the commission to the Treasurer of Ontario, commencing one month after a date fixed by the director, and shall be of the same amount as is required to be paid by a purchaser from the commission under an agreement of sale and interest at the rate of 5 per cent. per annum shall be charged and payable on all monthly instalments in arrear.

Equal monthly instalments.

(3) As collateral security for the payment of the loan the corporation shall issue and deposit with the Treasurer of Ontario its debentures for the amount of the loan payable within a period not exceeding twenty years, and bearing interest at the rate of 5 per cent. per annum, payable yearly, and

Debentures as collateral security.

and if the commission makes default in payment of any monthly instalment, the Treasurer of Ontario may sell or otherwise dispose of so much of such debentures as may be necessary to pay the instalment.

Case of
payments
in excess
of monthly
instalments.

(4) Where a company or person pays to the commission any amount in excess of the monthly instalments, the excess shall be forthwith paid to the Treasurer of Ontario and be applied in payment of the loan made to the corporation.

Separate
accounts.

(5) A separate account shall be kept of any money borrowed to make loans to farmers, as provided by section 13.

Repayment
of loans to
companies.

21.—(1) A loan made to a company shall bear interest at the rate of 5 per cent. per annum, and shall be repaid to the commission during a period not exceeding twenty years in equal monthly instalments, commencing one month after a date fixed by the director, and shall be of the same amount as is required to be paid to the company by a purchaser under an agreement for sale and interest at the rate of 5 per cent. per annum shall be charged and payable on all monthly instalments in arrear.

Mortgage
as security.

(2) As security for the payment of such loans and of the monthly instalments, the company shall give to the commission a first mortgage on all the land and houses owned by it with respect to which the loan is made, payable within a period not exceeding twenty years from the date of the loan and bearing interest at 5 per cent. per annum.

Condition of
mortgage.

(3) The terms and conditions and the form of the mortgage shall be on forms approved by the director.

Case of
payments
in excess of
monthly
instalments.

(4) Where a person pays to a company any amount in excess of the monthly instalments then payable, 85 per cent. of such excess shall be forthwith paid by the company to the commission and shall be applied on the loan made to the company.

Power to
acquire and
expropriate
land.

22.—(1) A commission or a company may, with the approval of the director, acquire by purchase or otherwise, or enter on and expropriate land for the purposes of this Act.

Board of
arbitrators
to determine
compensation.

(2) The compensation to be paid for any land expropriated shall be determined by a sole arbitrator or by a board of arbitrators, composed of three persons appointed by the Lieutenant-Governor in Council, and a sole arbitrator shall be deemed a board for the purposes of this section.

(3) The board may determine the compensation to be paid for the land expropriated in a summary manner upon seven days' notice in writing, served upon the owner or other person interested in the land, and on the commission or company expropriating it, and after hearing what is alleged by all parties, and without hearing any other evidence unless the board decides to do so, may forthwith make their award and the award so made shall be final and shall not be subject to appeal. Procedure governing arbitration.

(4) The compensation to be paid for the land expropriated shall be the amount which the board determines is its fair market value and nothing shall be allowed by reason of the land being available for the purposes of this Act or for any increase in value by reason of the commission or company contemplating the construction of houses on it or providing better means of access or transportation thereto or by reason of the fact that the land is being expropriated. Amount of compensation.

(5) In determining the compensation to be paid, the board shall take into consideration the relative benefit or injury occasioned by the severance of the land of any person. Case of severance of land.

(6) The board may, if it thinks proper, retain the services of a valuator for the purpose of assisting it in fixing the amount of the compensation. Valuator.

(7) Where a commission or a company desires to use for the purposes of this Act, any land acquired by gift or purchase, or already owned by the municipal corporation or company, the board shall fix the value of such land. Value of land acquired by gift or already owned.

(8) Except as otherwise herein provided, the provisions of *The Municipal Act* as to expropriation and compensation shall *mutatis mutandis* apply. Rev. Stat., c. 192.

23. No loan shall be made to any person, nor shall any house be sold or rented to any person, nor shall any agreement for sale be assigned to any person, under the provisions of this Act, who is not a British subject. Sales and loans only to British subjects.

24.—(1) The Lieutenant-Governor in Council may, from time to time, upon the recommendation of the director, appoint one or more experts or persons having technical or special knowledge to assist the director, and such officers, clerks and servants as the director may require for carrying out the provisions of this Act. Appointment of officers, etc.

(2) The salaries, remuneration and travelling expenses of all such experts or persons having technical or special knowledge

ledge and of all officers, clerks and servants, and such other persons as may be deemed necessary for the purposes of this Act, and all expenses incurred in carrying out the provisions of this Act shall be paid out of any money appropriated by the Legislature for that purpose.

Rules and regulations.

25.—(1) The director may, with the approval of the Lieutenant-Governor in Council, make rules and regulations for the purpose of carrying out the provisions of this Act.

Publication.

(2) The rules and regulations shall be published in the *Ontario Gazette*.

Certain by-laws confirmed.

26. Any by-law heretofore passed by a municipal corporation which is in substantial conformity with the provisions of this Act, is confirmed and declared to be legal, valid and binding.

Form of by-law.

27. The by-law making this Act apply and appointing a commission may be according to Form "A" to this Act.

When Act takes effect.

28. This Act shall come into force forthwith on the passing of it.

SCHEDULE "A."

BY-LAW TO BE PASSED BY A MUNICIPAL COUNCIL TO BRING MUNICIPALITY
UNDER "THE ONTARIO HOUSING ACT, 1919," AND TO APPOINT
A HOUSING COMMISSION.

By-law No. . .

The Municipal Council of the
of
follows: hereby enacts as

1. The provisions of *The Ontario Housing Act, 1919*, shall apply to this municipality.

2. The head of the council of this municipality for the time being, and
and are hereby appointed a commission, to be known as "The Housing Commission of the Municipality of the
of
," for the purpose of carrying out the provisions of the said Act, and such commission shall be a body corporate.

3. The said
shall hold office for one year and the said
shall hold office for two years, and thereafter the members of the commission, other than the head of the council, shall hold office for two years.

4. Each appointed member of said commission shall hold office until his successor is appointed.

(If the members of the commission are to be paid a salary, or other remuneration, add a clause providing for same.)

Passed this day of , 1919.

Mayor (or Reeve).

Clerk.

[Seal of Corporation.]

NOTE.—When passed a certified copy of this by-law should be forwarded to the director.

CHAPTER 55.

An Act respecting the Establishment of Community Halls and Athletic Fields in Rural Districts.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title. **1.** This Act may be cited as *The Community Halls Act, 1919.*

Interpre- **2.** In this Act,—
tation.

"Minister." (a) "Minister" shall mean Minister of Agriculture;

"Regula- (b) "Regulations" shall mean regulations made under
tions." the authority of this Act.

Grant to **3.**—(1) The Minister may grant aid to the municipal cor-
township poration of a township for the purpose of assisting in pro-
for com- viding for a community hall and the establishment and laying
munity hall out in connection therewith of an athletic field, but such grant
and athletic shall not exceed an amount equal to twenty-five per cent. of
field. the cost of the building or of that part of the building de-
signed for a community hall and exclusive of the cost of the
lands required for buildings and grounds, nor shall such
grant exceed the sum of \$2,000 in any one case, but grants
may be made for the establishment of more than one com-
munity hall and athletic field by the corporation of any one
township.

How (2) The grant shall be payable out of such sums as may
payable. be appropriated by the Legislature for the purpose of aiding
in the establishment of community halls.

Property **4.** All the property acquired for the purposes of this Act
vested in shall, except as hereinafter provided, be vested in the muni-
township. cipal corporation of the township.

5.—(1) The council of a township may by by-law provide ^{By-laws.} for the establishment of a community hall and athletic field in accordance with the provisions of this Act in the township or in any incorporated village adjacent or contiguous thereto, and may acquire by purchase or otherwise real and personal property for that purpose and may enter into an agreement with the council of any adjoining township or village for the joint use of the community hall and athletic field by the inhabitants of the municipalities upon such terms as to contribution to the cost of the hall and athletic field and as to the maintenance thereof as may be agreed upon, but notwithstanding any such agreement the aid to be granted under this Act shall not exceed the amount mentioned in section 3.

(2) The corporation of the township may issue debentures ^{Debentures.} for the purposes of subsection 1 in the manner provided by *The Municipal Act*.

6.—(1) Every community hall and athletic field established by the corporation of a township under this Act shall ^{Board of management.} be under the management and control of a board appointed by the council of the township composed as follows:—

(a) Two members of the township council; and

(b) Five members selected by the council from amongst the officers of the local organizations in the township, not being religious or fraternal organizations, for the use of which the hall is established, and in selecting such representatives the council shall have regard to the contribution by each organization to the erection and maintenance of the community hall.

(2) The council may fill any vacancy arising on the board from among the class of representatives in which the vacancy occurs. ^{Vacancies.}

(3) The representatives of the township council shall be appointed annually and shall hold office until their successors are appointed, and every other officer of the board shall hold office for two years from the date of his appointment and until his successor is appointed. ^{Term of office.}

7. Any municipal corporation entering into an agreement for the joint use of a community hall and athletic field, and any of the societies or other bodies by which the community hall may be used under the regulations, may make grants out of any moneys in their hands in aid of the erection and maintenance of a community hall and athletic field established under this Act. ^{Aid from local organizations.}

Agreements
with con-
solidated
school
boards.

8. The Minister shall have power to make grants to the board of trustees of any consolidated school which provides athletic grounds of satisfactory area, and a community hall in or in connection with the school, on the same terms as herein set forth, except that such grounds and community halls shall be managed and conducted under the regulations of the Department of Education, and such property shall be vested in the board of the consolidated school, provided always that the community halls and athletic grounds shall be available for the purposes permitted by the regulations.

Regulations.

9. The Lieutenant-Governor in Council, upon the recommendation of the Minister, may make regulations respecting the terms and conditions upon which aid may be granted under this Act, the uses to which a community hall may be put, and the accommodation which may be provided therein, and generally for the better carrying out of the provisions of this Act.

Commence-
ment of
Act.

10. This Act shall come into force and take effect on the day upon which it receives the Royal Assent.

CHAPTER 56.

An Act to amend The Vacant Land Cultivation Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Paragraph 1 of section 2 of *The Vacant Land Cultivation Act* is amended by adding after the words “present war,” in the fifth line, the words “or during the year 1919, whichever shall be the longer.” 8 Geo. V, c. 39, s. 2, par. 1, amended.

2. Paragraph 2 of section 2 of the said Act is amended by adding after the words “present war,” in the fifth line, the words “or the thirty-first day of December, 1919, whichever shall be the longer.” 8 Geo. V, c. 39, s. 2, par. 2, amended.

3. This Act shall come into force and take effect on the day upon which it receives the Royal Assent.

CHAPTER 57.

An Act to amend The Motor Vehicles Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.,
c. 207, s. 4
(3) repealed. **1.** Subsection 3 of section 4 of *The Motor Vehicles Act* is repealed and the following substituted therefor:

Certificate
from one
member of
Ontario
Motor
League and
chief
constable of
municipality.

- (3) A license shall not be issued to a person who drives a motor vehicle for hire, pay or gain unless he files in the office of the Minister of Public Works and Highways, certificates that he is a fit and proper person to be so licensed, having regard to his character, physical fitness, ability to drive and knowledge of the rules of the road. One of such certificates touching the applicant's character shall be furnished by the chief constable of the municipality in which the applicant resides, and one other certificate touching the applicant's physical fitness, ability to drive and knowledge of the rules of the road shall be furnished by a member of the Ontario Motor League appointed for that purpose by the Lieutenant-Governor in Council and residing in the municipality in which the applicant resides.

Rev. Stat.,
c. 207, s. 6,
amended. **2.** Section 6 of *The Motor Vehicles Act* is amended by adding the following subsections:—

Noise
muffler.

- (1a) Every motor vehicle shall be equipped with a noise muffler, and no contrivance for releasing such muffler shall be attached to the motor vehicle so that it may be operated from any seat in the vehicle;

Mirror.

- (1b) Every motor vehicle used for commercial purposes shall be equipped with a mirror securely attached to it and placed in such a position as to afford the driver of such motor vehicle, while driving

driving or operating the vehicle, a clear view of the roadway in the rear or of any vehicle approaching from the rear.

3. Subsection 1 of section 11 of *The Motor Vehicles Act* Rev. Stat., c. 207, s. 11 (1) repealed. is repealed and the following substituted therefor:—

1. No motor vehicle shall be driven upon any highway Rate of speed. within a city, town, or village at a greater rate of speed than twenty miles per hour; nor upon any highway outside of a city, town, or village at a greater rate of speed than 25 miles per hour, nor at a street intersection or curve where the driver of the vehicle has not a clear view of approaching traffic at a greater rate of speed than 10 miles per hour in a city, town, or village, or 12½ miles per hour outside a city, town, or village, but the council of a city, town or village may by by-law set apart any highway or any part thereof on which motor vehicles may be driven at a greater rate of speed for the purpose of testing the same, and may pass by-laws for regulating and governing the use of any such highway or part thereof for such purpose.

4. *The Motor Vehicles Act* is further amended by adding Rev. Stat. c. 207, amended. thereto the following sections:

- 18a. No person shall hire or let for hire a motor vehicle Prohibition as to letting or hiring. unless the person by whom such motor vehicle is to be driven is a person licensed to drive a motor vehicle as required by this Act, or is a person to whom a permit has been issued pursuant to section 3 of this Act, or is a person to whom a certificate of competency has been issued by the Minister of Public Works and Highways.

- 18b.—(1) All persons who buy, sell, wreck or otherwise deal in second-hand motor vehicles shall keep a Record of second-hand vehicles bought, sold, etc. correct record of all motor vehicles bought, sold or wrecked and of such information as will enable such motor vehicles to be readily identified and shall transmit weekly to the Department of

Public Works and Highways, on forms furnished by the Department, a statement showing all motor vehicles bought, sold or wrecked by him during the week contained, and such information with reference thereto as may be required by the Department.

Prohibition as to buying where number obliterated.

- (2) No person shall buy, sell, wreck or otherwise deal with any motor vehicle where the manufacturer's serial number or similar identifying mark has been obliterated or defaced or is not readily recognizable.

Report to minister as to cars stored.

- (3) Where any motor vehicle is placed in the possession of any person who buys, sells, wrecks or stores motor vehicles and the same remains in his possession for more than two weeks without good reason, such person shall forthwith, upon the expiration of the said period of two weeks make a report thereof to the Minister of Public Works and Highways.

Rev. Stat., c. 207, s. 23, amended.

5. Section 23 of *The Motor Vehicles Act* is amended by adding thereto the following subsection:

Application of section.

- (2) This section shall not apply in case of a collision between motor vehicles on the highway.

Rev. Stat., c. 207, s. 24 (1), amended.

6. Subsection 1 of section 24 of *The Motor Vehicles Act* is amended by inserting after the word and figure "section 9" in the second line the words and figures, "subsection 2 of section 11."

Rev. Stat., c. 207, amended.

7. *The Motor Vehicles Act* is amended by adding the following as section 35:—

Reward on conviction of person stealing motor vehicle.

35. By-laws may be passed by the councils of all municipalities for paying, on the conviction of the offender and on the order of the judge or police magistrate before whom the conviction is had, a reward of not less than twenty dollars to any person who pursues and apprehends, or causes to be apprehended, any person stealing a motor vehicle within the municipality;

Amount payable.

- (a) The amount payable shall be in the discretion of the judge or police magistrate, but shall not exceed the amount fixed by the by-law.

CHAPTER 58.

An Act to amend The Toll Roads Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. *The Toll Roads Act* is amended by inserting as section 76a the following:

Rev. Stat.
c. 210, s. 76
amended.

76a. The council of any city in or adjacent to a county which has initiated, or proposes to, or may thereafter, initiate proceedings, under the provisions of this Part, for the purchase or expropriation of any toll road or toll roads and the abolition of tolls, may pass a by-law or by-laws and execute an agreement or agreements for the purpose of undertaking to contribute or repay, or providing the moneys for contributing or repaying to the county, any part or proportion of the cost, charges and expenses of acquiring by purchase or expropriation of such toll road or toll roads, the abolition of tolls and incidental purposes, and where any such by-law has received the assent of two-thirds of the members of the city council, it shall not be necessary to submit the same to the electors of the city.

City may
contribute
to purchase
or expropri-
ation of
toll roads.

CHAPTER 59.

An Act to amend The Load of Vehicles Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

6 Geo. V.
c. 49, s. 4
amended.

1. *The Load of Vehicles Act* is amended by inserting the following as section 4a:—

Require-
ments as to
tires.

4a. All self-propelled vehicles other than traction engines shall be equipped with rubber tires or tires of some composition equally resilient.

Speed.

2. Subsection 1 of section 5 of *The Load of Vehicles Act* is amended by striking out all the words in the last four lines and substituting therefor the words “greater than eight miles an hour, but this subsection shall not apply to traction engines.”

CHAPTER 60.

An Act to amend The Ontario Temperance Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Ontario Temperance Amendment Act, 1919.* Short title.

2. The Board may buy liquors, and may sell such liquors to such persons as may lawfully purchase the same. Board may deal in liquors.

3.—(1) The Board may purchase, acquire and take over the stock of liquor owned by each of the vendors licensed to sell liquor under *The Ontario Temperance Act* or being in or upon the licensed premises of each of the said vendors. Board may take over stocks of licensed vendors.

(2) Each of the said vendors shall upon request in writing deliver to the Board a correct inventory or statement of the stock of liquors on hand held by him, including any liquor purchased prior to the delivery of such request and in actual transit at the time, together with a statement of the prices paid for each item of liquor mentioned in such statement. and in every case in which such liquor has been purchased subject to a discount or rebate or allowance of any kind the same shall be correctly set forth in such statement. The cost of freight and transportation, if paid by the licensee, shall be added to the price paid for such liquors, and deemed to be part of the purchase price of such liquors. Should there be any part of the stock on hand the value of which cannot be determined as aforesaid, such other method of fixing its value shall be adopted as may be mutually agreed on by the vendor and the Board. Such inventory or statement shall be verified by a Statutory declaration of the licensee. Inventory and evidence as to cost to be furnished by vendors.

(3) The Board may acquire any existing lease of the licensed premises or may lease such premises and may enter into possession thereof and occupy the same, or the Board may Board may acquire leases of licensed premises. without

without acquiring a lease of the demised premises, enter into possession thereof and occupy the same for such time as may be necessary to acquire other premises, paying a reasonable rent for the said licensed premises.

Purchase
of fixtures
and equip-
ment.

(4) The Board may purchase any necessary fixtures or other equipment used by the vendor in carrying on such business at a price to be either mutually agreed on or determined by valuation of an appraiser to be agreed upon.

Notice of
intention to
purchase.

(5) If at any time the Board shall desire to purchase or acquire the whole or any part of the liquors in the hands of, on order by, or in transit to a licensed vendor and the fixtures, furniture and equipment or any part of the same used by the vendor upon the licensed premises, it shall, with the approval of the Lieutenant-Governor in Council, give notice to the vendor of its intention to purchase or acquire the same, and thereafter the Board may take immediate possession of all liquors in the licensed premises, and shall without delay proceed to make an inventory of the same and shall pay the purchase money therefor so soon as the price to be paid therefor has been ascertained.

Board not
bound to
purchase.

(6) Notwithstanding anything herein contained the Board shall not be required to purchase any liquors, fixtures, equipment or other property not deemed desirable by the Board.

Board may
be sued and
sue in name
of office.

4. The Board may with the consent of the Attorney-General be sued and may institute or defend proceedings in any Court of law or otherwise in the name of "The Board of License Commissioners for Ontario" as fully and effectually to all intents and purposes as though such Board were incorporated under such name or title and no such proceeding shall be taken against or in the names of the members of the Board, and no such proceedings shall abate by reason of any change in the membership of the Board by death, resignation or otherwise, but such proceedings may be continued as though such changes had not been made.

Power to
lease
premises.

5.—(1) The Board may, with the consent of the Lieutenant-Governor in Council, lease any building, lands and premises in Ontario which may be necessary for the proper conduct of the undertaking and business authorized by this Act.

Head office
and sales
agencies.

(2) The Board may establish and maintain a chief or head office in the City of Toronto and may, with the approval of the Lieutenant-Governor in Council, appoint such officers, clerks, servants and workmen as may be necessary for the management and conduct of the Business of the Board and shall also, with such approval, fix the salary and remuneration

to

to be paid to such officers, clerks, servants and workmen. The Board shall also, with the approval of the Lieutenant-Governor in Council, establish such sales agencies in the City of Toronto and at such other places in the Province as may be deemed necessary, and may employ such persons as may be necessary to carry on the business of the Board at such agencies.

(3) The Board shall also establish and maintain a central warehouse or warehouses for the receipt of liquors in quantities and the distribution of the same to sales agencies. Central warehouse.

6. The Board may, with the approval of the Lieutenant-Governor in Council, make rules and regulations respecting: Rules and regulations.

- (1) The conduct of the business of the Board and its agencies.
- (2) The buying liquors to be supplied to such agencies
- (3) The hours during which such agencies shall remain open.
- (4) The proper accounting for of the moneys received at such agencies.
- (5) The making of inventories of the stock of liquor on hand from time to time.
- (6) The quality of the liquor supplied to the public on medical prescriptions and the prices to be charged therefor.
- (7) Such other purposes as may be deemed necessary or expedient.

7.—(1) The Board shall keep such books of account and records as shall from time to time be required by the Minister or the Lieutenant-Governor in Council and shall cause to be entered therein all sums of money received and paid out by the Board and the several purposes for which the same are received and paid out. Books of account and records.

(2) The Board shall also on or before the first day of February in each year make to the Minister an annual report containing such information as the Minister may from time to time require or direct. Annual report.

8. The Board may by resolution extend the duration of any existing license for any time not exceeding one month from the Extension of licenses.
the

the first day of May, 1919, which the Board may deem necessary to prevent inconvenience to the public pending the carrying into effect of any of the provisions of this Act.

Provision
for funds.

9. The Lieutenant-Governor in Council may from time to time set apart out of the Consolidated Revenue Fund such sums as may be required for the purposes set forth in this Act and the sums so set apart shall form a special fund to be known as "The License Commissioners' Special Fund," out of which may be paid from time to time such sums as may be necessary for the purposes of this Act; such payments shall be made upon warrants issued by the Board and approved by the Minister, and such approval shall be sufficient authority to the Provincial Treasurer to issue cheques for such payments.

Audit.

10. The accounts of the Board relative to the operations authorized under sections 2, 3 and 5 hereof, shall upon the direction of the Lieutenant-Governor in Council be from time to time and at least once in every year audited by the auditor for Ontario, or such other auditor or auditors as may be named in the direction of the Lieutenant-Governor in Council, and the costs and expenses of such audits shall be fixed by the Board with the approval of the Lieutenant-Governor in Council, and shall be payable by the Board as part of the cost of administration of the Board.

Seal of
Board.

11. The Board shall have a seal upon which shall be inscribed the words "The Board of License Commissioners for Ontario," and all leases, agreements and other documents requiring to be executed by the Board shall be sealed with the seal of the Board and signed by the Chairman and Secretary of the Board, and when so executed shall be binding upon the Board.

Payment
of chair-
man and
members
of Board.

12. The chairman and each member of the Board may be paid such annual sums for these services as may from time to time be determined by the Lieutenant-Governor in Council and such sums shall form part of the expenses of the Board.

Act incor-
porated
with 6 Geo.
V, c. 50.

13. This Act shall be read with and as part of *The Ontario Temperance Act* and any of the provisions of that Act inconsistent with the provisions of this Act shall be deemed to be repealed.

6 Geo. V,
c. 50, s. 45,
amended.

14. Section 45 of *The Ontario Temperance Act* is amended by striking out all the words after the figures "46" in the tenth line to the word "business" in the seventeenth line and inserting instead thereof the words "nor shall it prevent a distiller selling alcohol to a wholesale druggist."

15.

15. Subsection 9 of section 20 of *The Ontario Temperance Amendment Act, 1917*, is amended by substituting the word "gives" for the word "given" in the third line.

7 Geo. V,
c. 50, s. 20,
subs. 9,
amended.

16. Subsection 1 of section 51 of *The Ontario Temperance Act* is amended by adding at the end of the first line of clause *b* of said section as enacted by section 11 of *The Ontario Temperance Amendment Act, 1918*, the words "Clause (a) of."

6 Geo. V,
c. 50, s. 51,
amended.

17. Section 51a of *The Ontario Temperance Act* as enacted by section 12 of *The Ontario Temperance Amendment Act, 1918*, is repealed and the following substituted therefor:

8 Geo. V,
c. 40, s. 12,
amended.

51a. Every duly qualified medical practitioner actually engaged in the practice of his profession may notwithstanding anything in *The Ontario Temperance Act*, have in his possession for purely medicinal purposes such quantity of liquor not exceeding ten gallons at any one time, as may be prescribed by Order in Council, and such liquor may be kept in the private dwelling house of said practitioner or in his office or dispensary.

Quantity
of liquor
which may
be kept by
medical
practitioner.

18. *The Ontario Temperance Act* is amended by adding thereto the following sections:—

6 Geo. V,
c. 50,
amended.

51b (1) Any medical prescription for liquor presented to any person entitled to sell liquor with the object of procuring the same may be retained by such person before supplying such liquor for such time as may be necessary to enable the person to whom such prescription is presented to ascertain whether the same was signed by the medical practitioner by whom it purports to be signed and whether it is in other respects *bona fide*.

Medical
prescriptions—how
to be dealt
with by
vendor.

(2) If it appears that the prescription mentioned in the preceding subsection was not signed by the practitioner by whom it purports to be signed, or was obtained irregularly, or was being used for the purpose of securing liquor for a person for whom such liquor was not intended, the person presenting such prescription shall be liable to arrest without a warrant by any inspector, constable or officer exercising jurisdiction under *The Ontario Temperance Act* and may be brought before a magistrate for attempting to obtain liquor illegally.

Where
prescription
not used
bona fide.

Penalty.

(3) Any person charged under the preceding subsection with attempting to obtain liquor illegally shall on conviction therefor incur the penalties provided by section 59 of *The Ontario Temperance Act*.

6 Geo. V,
c. 50.Obtaining
prescription
improperly.

(4) Any person who by any improper means obtains a medical prescription for liquor and any person who uses or attempts to use, either himself or by or through any other person, any such prescription or any prescription for liquor which he is not lawfully entitled to use, whether improperly obtained or not, and any person knowingly acting on behalf of any person hereinbefore mentioned, or who sells or gives to any other person any prescription for liquor however obtained, shall be guilty of an offence against this Act and shall on conviction incur the penalties provided by section 59 of the said Act.

6 Geo. V,
c. 50, s. 61,
subs. 2,
amended.
Limitation
of prosecu-
tions.

19. Subsection 2 of section 61 of *The Ontario Temperance Act* is amended by striking out the words "thirty days" in the third line and substituting therefor the words "three months."

6 Geo. V,
c. 50, s. 121,
subs. 4,
amended.
Quarterly
returns by
manufac-
turers pur-
chasing
alcohol.

20. Subsection 4 of section 121 of *The Ontario Temperance Act* is amended by striking out the words "every month" in the second line and inserting instead thereof the words "the months of January, April, July and October," and by striking out the words "calendar month" in the fourth line and substituting therefor the words "three months."

7 Geo. V,
c. 50, s. 52,
subs. 6,
repealed.

21. Subsection 6 of section 52 of *The Ontario Temperance Amendment Act, 1917*, as amended by section 13 of *The Ontario Temperance Act, 1918*, is repealed and the following substituted therefor:

Duration of
moratorium.

(6) This section shall have effect during the year 1919 and until the close of the session of the Legislature next following.

Prohibition
of circula-
tion of price
lists of
liquor.

22. No person whether licensed or unlicensed acting either by himself, his clerk, servant or agent and no person as such clerk, servant or agent shall within Ontario, print, publish, or distribute either publicly or privately any circular or any newspaper containing a price list of intoxicating liquor used for beverage purposes however described, or any announcement however expressed having for its object the solicitation within Ontario of orders for such liquor, and no person within Ontario shall by any other means whatever solicit such orders. Every person who violates this section or any part thereof or allows such violation to be committed

or

or continued shall be deemed to be guilty of an offence against *The Ontario Temperance Act* and shall incur the penalties provided by section 58 of the said Act. But nothing herein contained shall affect a manufacturer within the Province of Ontario, provided he does not print, publish or distribute as aforesaid any circular or newspaper which in the discretion of the board is objectionable.

23. This Act shall come into force on the day upon which it receives the Royal Assent.

Commence-
ment of
Act.

CHAPTER 61.

An Act to provide for a Referendum upon
Certain Questions.*Assented to 24th April, 1919.*

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title. **1.** This Act may be cited as *The Temperance Referendum Act, 1919*.

6 Geo. V,
c. 50,
s. 147,
repealed.

2. Section 147 of *The Ontario Temperance Act* and section 49 of *The Ontario Temperance Amendment Act, 1917*, are repealed, and the following substituted therefor:—

Questions
to be
submitted
to electors.

147.—(1) On such day as shall be fixed by proclamation of the Lieutenant-Governor in Council there shall be submitted to the vote of the electors of Ontario in the manner provided by law with respect to voting at the election of members to serve in the Assembly, the following questions:

Yes. No.

1. Are you in favour of the repeal of the Ontario Temperance Act?

2. Are you in favour of the sale of light beer containing not more than two and fifty-one one hundredths per cent. alcohol weight measure through Government agencies and amendments to the Ontario Temperance Act to permit such sale?

3. Are you in favour of the sale of light beer containing not more than two and fifty-one one hundredths per

cent.

cent. alcohol weight measure in standard hotels in local municipalities that by a majority vote favour such sale and amendments to *The Ontario Temperance Act* to permit such sale?

4. Are you in favour of the sale of spirituous and malt liquors through Government agencies and amendments to *The Ontario Temperance Act* to permit such sale?
- (2) The lists of voters to be used at the voting upon such questions shall be the last lists of voters prepared and certified under *The Ontario Election Act, 1918*, and amendments thereto, and the persons qualified to vote upon the said questions shall be the persons qualified to vote at the election of a member to serve in the Assembly.

Lists of voters to be used.
 Who may vote.
- (3) Every voter shall vote on every one of the said questions, otherwise his entire ballot shall be void and shall be rejected.

Voter to vote on each question.
- (4) The returning officer appointed for each electoral district shall make his return to the Clerk of the Crown in Chancery, showing the number of votes polled for the affirmative and negative of each of the said questions in each municipality in such electoral district, and upon the receipt of the last of such returns the Clerk of the Crown in Chancery shall make the return to the Lieutenant-Governor in Council and shall give notice thereof in the *Ontario Gazette*, showing the number of votes polled in Ontario for the affirmative and negative of each of the said questions.

Return of result of vote.
- (5) The Lieutenant-Governor in Council may from time to time, by Order-in-Council, give such directions and make such regulations as may appear to him to be necessary to carry out the provisions of this section, and for the guidance of returning officers and other persons charged with the duty of taking the vote, and may by such directions or regulations modify or alter any of the provisions applicable to the taking of the vote when compliance therewith appears to be inconvenient.

Regulations and directions.

venient and impracticable, and may make due provision for circumstances which may arise and which are not provided for or contemplated by this section.

Forms.

- (6) The forms to be used at the taking of the vote upon the questions to be submitted under this Act shall be the same as nearly as may be as the forms used at an election to the Assembly, but such forms may be modified and altered to comply with the provisions of this section or any regulation made thereunder.

Fees and expenses.

- (7) The fees and expenses to be allowed to returning officers and other officers and servants for services performed under this section, and the expenses incurred in carrying out the provisions of this section shall be payable in the same manner, and shall be subject to the same provisions as to the issue of accountable warrants and the auditing and certifying of accounts as in the case of fees and expenses under *The Ontario Election Act, The Ontario Election Act, 1918*, and amendments thereto.

Rev. Stat.,
c. 9,
8 Geo. V,
c. 3.

Effect of
majority in
affirmative
on first
question.

- (8) If the returns made by the Clerk of the Crown in Chancery show that the majority of the voters voting thereon voted in favour of the affirmative to the first question, *The Ontario Temperance Act* shall be repealed, and such repeal shall take effect on such date as may be fixed by the Lieutenant-Governor in Council by proclamation, and upon the date fixed by the proclamation of the Lieutenant-Governor in Council, *The Liquor License Act* as amended prior to the passing of *The Ontario Temperance Act*, shall be revived and shall be in force in Ontario, and all by-laws and regulations made thereunder, including any by-laws and regulations passed or made under section 137 of the Act, or any provision for which the said section was substituted, shall be in force and shall have effect until altered or modified by lawful authority, as if *The Ontario Temperance Act* had not been passed.

Majority in
affirmative
on second
question.

- (9) If the said returns shall show that a majority of the voters voting thereon voted in favour of the affirmative to the second question, light beer as hereinafter defined, shall be sold by sales agen-

cies

cies established by the Board of License Commissioners for Ontario subject to such regulations as the Board, with the approval of the Lieutenant-Governor in Council may from time to time prescribe, respecting such sale, anything in this Act to the contrary notwithstanding.

- (10) If the said returns shall show that a majority of ^{Majority in affirmative on third question.} the voters voting thereon voted in favour of the affirmative to the third question, licenses may be issued by the Board of License Commissioners for Ontario under and subject to such regulations as the Board may, with the approval of the Lieutenant-Governor in Council from time to time prescribe, authorizing the sale of light beer, as hereinafter defined, in standard hotels in any municipality where a majority of the voters voting thereon shall have voted in favour of the affirmative to the third question. ^{Issue of licenses for light beer to standard hotels in municipalities having majority in affirmative.}

- (11) If the said returns shall show that a majority of ^{Local option by-laws as to sale of light beer in standard hotels.} the voters voting thereon voted in favour of the affirmative to the third question, then at any time after the 31st day of December, 1921, by-laws may be submitted to the electors of any municipality in the manner and subject to the conditions prescribed by section 137 and the following sections of *The Liquor License Act*, chapter 215 of the Revised Statutes of Ontario, 1914, respecting the submission of local option by-laws and the repeal thereof, and the said sections shall for the purposes of this subsection be deemed to be revived and shall apply *mutatis mutandis*, but the by-law to be submitted under this subsection,—

(a) In the case of a municipality in which licenses have not been issued for the sale of light beer in standard hotels—shall be a by-law authorizing the sale of light beer in duly licensed standard hotels in the municipality; or

(b) In the case of a municipality in which licenses have been issued for the sale of light beer in standard hotels—shall be a by-law prohibiting the sale of light beer in duly licensed standard hotels in the municipality,

and if a majority of the voters voting upon

a by-law submitted under clause (a) approves of the same, licenses may be issued by the Board under and subject to such regulations as the Board may with the approval of the Lieutenant-Governor in Council from time to time prescribe, authorizing the sale of light beer in standard hotels in the municipality, anything in this Act to the contrary notwithstanding, and if a majority of the voters voting upon a by-law submitted under clause (b) approves of the same, such by-law shall come into force and take effect as from the 1st day of May next after the passing thereof, and any licenses theretofore issued by the Board authorizing the sale of light beer in standard hotels in such municipality shall upon said date be revoked and cancelled.

Majority in
affirmative
on fourth
question.

- (12) If the said returns shall show that a majority of the voters voting thereon voted in favour of the affirmative to the fourth question, liquor or liquors as defined in this Act shall be sold by sales agencies established by the Board of License Commissioners for Ontario, subject to such regulations as the Board, with the approval of the Lieutenant-Governor in Council may from time to time prescribe respecting such sale, anything in this Act to the contrary notwithstanding.

"Light beer"
—meaning
of.

- (13) For the purposes of this section, "light beer" shall mean and include beer and any other malt liquor containing not more than two and fifty-one one hundredths per cent. alcohol weight measure in accordance with the alcoholometric tables prepared by Sir Edward Thorpe.

CHAPTER 62.

An Act to amend The Public Health Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Section 25 of *The Public Health Act* is amended by adding thereto the following subsection: Rev. Stat.
c. 218, s. 25,
amended.

- (3) A certificate from the clerk of the municipality setting forth the cost of the said conveniences and a description of the lands upon which the same were made shall be registered in the property registry or land titles office against the said lands on proper proof by affidavit of the signature of the said clerk and upon payment in full of the cost of the said conveniences a like certificate from the city clerk shall be registered and the lands shall thereupon be freed from all liability with reference thereto. Registration
of certificate
of charges
for instal-
ling sani-
tary con-
veniences.

CHAPTER 63.

An Act to regulate the Purchase of Cream.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The Cream Purchases Act, 1919.*

Cream to be purchased on fat content.

2. All cream purchased for sale, shipment or manufacture shall be purchased on the basis of its butter fat content.

Samples for testing.

3.—(1) In determining the fat content of cream supplied to a factory the sample of cream taken for testing shall be weighed into a test bottle officially stamped and shall weigh 9 or 18 grams.

Manner of testing.

(2) Every person who makes a Babcock test of milk or cream supplied to a factory shall proceed in accordance with the official method and shall observe the details of making and reading the test as set forth in Bulletin No. 266 of the Ontario Department of Agriculture or last revised edition of the same.

Sample for re-testing.

(3) When requested by the producer in advance the purchaser shall place any specific sample at the disposal of the producer for purposes of re-test.

Penalty.

4. Any person who violates any provision of this Act or who falsifies in any way or over-reads or under-reads the Babcock test shall upon summary conviction thereof be liable to a penalty of not less than \$10 nor more than \$50.

5. For the purpose of carrying into effect the provisions Regulations, of this Act or any section of this Act according to their true intent, the Lieutenant-Governor in Council, on the recommendation of the Minister of Agriculture, may make such regulations as may be deemed necessary, advisable or convenient, and may impose penalties for the violation thereof, and such regulations shall have the same force and effect as if incorporated herein.

6. The penalties imposed by or under the authority of Penalties to
this Act shall be recoverable under *The Ontario Summary* be recoverable
Convictions Act. under Rev.
Stat., c. 90.

CHAPTER 64.

An Act to amend The Factory, Shop And Office Building Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title. **1.** This Act may be cited as *The Factory, Shop and Office Building Act, 1919.*

Rev. Stat., c. 229, s. 40, amended. **2.** *The Factory, Shop and Office Building Act* is amended by adding thereto the following sections:—

Camp. 40a.—(1) In this section “camp” shall mean shelter provided for the lodging of six or more persons employed in gainful occupation for a temporary purpose and for a period not exceeding six months.

Authority to employ women—how granted. (2) No person shall contract for the employment of, or employ women or girls in any occupation who during their employment lodge in a camp, unless and until a permit has been obtained from the Deputy Minister of Labour authorizing such employment.

Condition of permit. (3) Every such permit shall be conditional upon compliance with the regulations made under the authority of this section, and the Deputy Minister of Labour may cancel or suspend any permit issued by him under subsection 2 for non-compliance with any such regulation.

Regulations. (4) The Lieutenant-Governor in Council may make regulations respecting:—

(a) The sanitary and other conditions to be observed in a camp;

(b)

- (b) The season during which employment in a camp may be permitted and the hours of labour of women and girls;
 - (c) The proper supervision of a camp, including physical and moral protection for women and girls employed therein and the appointment and duties of a suitable matron and female superintendent in a camp;
 - (d) The location, drainage and arrangement of a camp, the materials to be used and the class of buildings or other shelter to be provided;
 - (e) The provision of a healthful and suitable supply of food and pure water and the conditions under which the same shall be prepared and served;
 - (f) Washing facilities and bedding and flooring to be provided in such camps.
- (5) Every person who employs women or girls in a camp without the permit required by subsection 2 or who refuses or neglects to comply with any regulation made under the authority of this section, shall incur a penalty of not less than \$25 nor more than \$100, and in default of payment of the same shall be liable to imprisonment for a period of not more than twelve months. Penalty.

3. Section 52 of *The Factory, Shop and Office Building Act* is amended by adding thereto the following subsection: Rev. Stat.
c. 299,
s. 52,
amended.

(2a) In a city having a population of 50,000 or over—

- (a) No person shall receive for manufacture, alteration or improvement, any garment, article of clothing or wearing apparel, or any part thereof or material from which the same are to be made up or completed, until he has obtained a permit from the inspector as hereinafter provided; Taking in
goods for
making up—
permit re-
quired.
- (b) No person shall let out for manufacture, alteration or improvement, any such garment, article of clothing or wearing apparel, or any part thereof, or material from which the same are to be made up or completed, until he has ascertained that the person to whom the same is to be let out has received such permit.

4. This Act shall come into force on the day upon which it receives the Royal Assent. Commence-
ment of
Act.

CHAPTER 65.

An Act to amend The Children's Protection Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.,
c. 231, s. 2,
subs. 1,
par. "h,"
amended.

1. The clause lettered *h* in subsection 1 of section 2 of *The Children's Protection Act of Ontario* is amended by inserting after the word "truant" in the sixth line thereof the words "or who violates the provisions of section 16 or 17 thereof or whose parents refuse to permit the supplying of medical or surgical treatment ordered by a competent authority."

Rev. Stat.,
c. 231,
s. 6, subs. 1,
amended.

2. Subsection 1 of section 6 of *The Children's Protection Act of Ontario* is amended by inserting after the word "provide" in the second line, the words "to the satisfaction of the Minister" and by striking out the words "assist in the maintenance thereof" and inserting in lieu thereof the words "adequately maintain the same to the satisfaction of the Minister."

Rev. Stat.,
c. 231,
s. 6, subs. 3,
amended.

3. Subsection 3 of section 6 of *The Children's Protection Act of Ontario* is amended by inserting at the beginning of the subsection the words "Subject to the provisions of subsection 5 of section 9."

Rev. Stat.,
c. 231, s. 12,
subs. 1,
amended.

4. Subsection 1 of section 12 of *The Children's Protection Act of Ontario* is amended by striking out the figures "\$2.00" in the fourth line and the word "weekly" in the fifth line and inserting instead thereof the words "fifty cents a day."

Rev. Stat.,
c. 231, s. 16,
amended.

5. Section 16 of *The Children's Protection Act of Ontario* is amended by striking out the word "ten" in the second line thereof and inserting in lieu thereof the word "twelve."

6. Paragraph *c* of subsection 1 of section 18 of *The Children's Protection Act of Ontario* is amended by inserting after the word "circus" in the fourth line thereof the word "theatre."

Rev. Stat.,
c. 231,
s. 18,
subs. 1,
par. (c),
amended.

7. Subsection 2 of section 18 of *The Children's Protection Act of Ontario* is amended by inserting after the word "circus" in the third line thereof the word "theatre."

Rev. Stat.,
c. 231, s. 18,
subs. 2,
amended.

8. Subsection 1 of section 19 of *The Children's Protection Act of Ontario* is amended by inserting after the word "morals" in the eighth line thereof the words "or that a child who is a ward of the Children's Aid Society or who has been illegitimately removed from the custody of such Society is being concealed or harboured in any such place."

Rev. Stat.,
c. 231, s. 19,
subs. 1,
amended.

9. Subsection 2 of section 20 of *The Children's Protection Act of Ontario* is amended by striking out the word "penalty" in the second line thereof and substituting the word "fine" and also by striking out the figures "\$20.00" in the second line thereof and inserting the following: "\$100.00 or to imprisonment for a period of one year or to both fine and imprisonment."

Rev. Stat.,
c. 231,
s. 20, subs. 2,
amended.

CHAPTER 66.

An Act to amend The Theatres and Cinematographs Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat. c. 236, s. 4, subs. 1, amended. **1.** Subsection 1 of section 4 of *The Theatres and Cinematographs Act* is amended by adding thereto the following words:—

Powers of Board of Censors.

“And to permit or prohibit the exhibition of any film or slide in any theatre in Ontario; and the Treasurer of Ontario may from time to time appoint temporary members of the Board of Censors.”

Rev. Stat. c. 236, s. 10 amended. **2.** Section 10 of the said Act is amended by adding thereto the following words:—

Admission of children.

“Except on Saturday of each week and on public and legal holidays, between the hours of 9 a.m. and 6 p.m., during which hours a matron to be remunerated by the exhibitor shall be engaged in each theatre whose duty it shall be to supervise the conduct of such children and of adults toward them while in such theatre, the appointment of such matron to be sanctioned in such manner as the Treasurer of Ontario may direct; and the Treasurer of Ontario may at any theatre in his discretion dispense with the attendance of a matron.”

Rev. Stat. c. 236 amended. **3.** *The Theatres and Cinematographs Act* is amended by adding thereto the following sections:—

Playing of National Anthem.

19. At every theatre in Ontario the National Anthem shall be played at the conclusion of each performance.

20. The council of a municipal corporation may pass ^{Prohibiting} by-laws prohibiting the erection of any theatre ^{erection of} within two hundred feet of a church or place ^{theatre} near church, of worship.

(a) This section 20 shall not come into force until a day to be named by the Lieutenant-Governor by his proclamation.

CHAPTER 67.

An Act to amend The Fire Marshals Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title **1.** This Act may be cited as *The Fire Marshals Amendment Act, 1919.*

4 Geo. V.
c. 41, s. 3
amended.

2. Section 3 of *The Fire Marshals Act* is amended by adding thereto the following subsection:—

Deputy
Fire
Marshal.

1a—There shall be an officer to be known as the Deputy Fire Marshal, who shall be appointed by the Lieutenant-Governor in Council, and shall act in the stead of the Fire Marshal in the absence of, or during the illness or incapacity of the Fire Marshal, or in the case of a vacancy in the office, and who, when so acting, shall have all the power and authority of the Fire Marshal under this Act or any other Act of Ontario, and shall exercise such powers and perform such duties under this Act or any other Act for the prevention or investigation of fire or the protection of life and property from fire as the Lieutenant-Governor in Council may deem expedient and as may be prescribed by the regulations.

4 Geo. V.
c. 41, s. 3,
subs. 2,
amended.
District
Deputy
Fire
Marshals.

3. Subsection 2 of section 3 of *The Fire Marshals Act* is amended by inserting the word "district" before the words "Deputy Fire Marshals."

4 Geo. V.
c. 41, s. 3,
subs. 3,
amended.

4. Subsection 3 of section 3 of *The Fire Marshals Act* is amended by striking out all the words therein after the word "necessary" in the third line, and substituting therefor the words "for carrying out and enforcing the provisions of this or any other Act of Ontario relating to the prevention and investigation of fire, and of the regulations."

Officers and
assistants.

5. Subsection 4 of section 3 of *The Fire Marshals Act*, as ^{4 Geo. V.} amended by section 2 of *The Fire Marshals Amendment Act*, ^{c. 41, s. 3,} ^{subs. 4,} 1917, is repealed and the following substituted therefor:— ^{amended.}

(4) The Fire Marshal, Deputy Fire Marshal and district Deputy Fire Marshals and other officers, clerks and servants shall receive such salaries or other remuneration as shall be fixed by the Lieutenant-Governor in Council.

(5) The salaries and other remuneration referred to in subsection 4, and the expenses incurred in investigations and in the exercise of the powers and duties conferred and imposed upon the officers mentioned in subsection 4, and upon assistants to the Fire Marshal or other persons in the prevention or investigation of fires, and generally all expenses incurred in carrying out the provisions of this Act or the regulations shall be payable out of such moneys as may be appropriated by the Legislature for salaries and expenses under this Act. ^{Salaries and expenses,—how payable.}

(6) The Lieutenant-Governor in Council may direct the payment out of the appropriation made by the Legislature for salaries and expenses in connection with this Act of a grant to any association or league or society incorporated for the purpose of fire prevention, and such grant may be subject to such terms and conditions as the Lieutenant-Governor in Council may deem proper. ^{Grant to Fire Prevention Association.}

6. Clauses *a* and *b* of section 4 of *The Fire Marshals Act* are amended by striking out the words “and Deputy Fire Marshals” where they occur in the said clauses and inserting in lieu thereof the words “Deputy Fire Marshal and district Deputy Fire Marshals.” ^{4 Geo. V.} ^{c. 41, s. 4.} ^{clauses *a* and *b*} ^{amended.} ^{Regulations as duties and forms.}

7. Section 12 of *The Fire Marshals Act* is amended by striking out the words “Deputy Fire Marshals” and inserting in lieu thereof the words “Deputy Fire Marshal and district Deputy Fire Marshals.” ^{4 Geo. V.} ^{c. 41, s. 12.} ^{amended.} ^{Attendance of witnesses.}

8. Section 13 of *The Fire Marshals Act* is amended by striking out the words “or a Deputy Fire Marshal” in the second line, and inserting in lieu thereof the words “Deputy Fire Marshal or district Deputy Fire Marshal.” ^{4 Geo. V.} ^{c. 41, s. 13.} ^{amended} ^{Evidence and witness fees.}

4 Geo. V.
c. 41, s. 14,
clause a
amended.

Obstructing
officers.

9. Clause *a* of section 14 of *The Fire Marshals Act* is amended by striking out the words "Fire Marshal" in the first line, and inserting in lieu thereof the words "Fire Marshal or any officer appointed under this Act."

4 Geo. V.
c. 41, s. 14,
Clause c
amended.

Refusing to
give evi-
dence.

10. Clause *c* of section 14 of *The Fire Marshals Act* is amended by striking out the words "or a Deputy Fire Marshal" in the second and third lines and inserting in lieu thereof the words "Deputy Fire Marshal or district Deputy Fire Marshal."

4 Geo. V.
c. 41, s. 16 a
7 Geo. V.
c. 55, s. 11,
amended.

Suspension
from office.

11. Section 16*a* of *The Fire Marshals Act* as enacted by section 11 of *The Fire Marshals Amendment Act, 1917*, is amended by striking out the words "Deputy Fire Marshal" where they occur in the said section and inserting in lieu thereof the words "district Deputy Fire Marshal."

4 Geo. V.
c. 41, s. 5,
repealed.

12. Section 5 of *The Fire Marshals Act* is repealed and the following substituted therefor:—

Powers
and duties
of Fire
Marshal.

5. Subject to the regulations and for the prevention and investigation of fire, it shall be the duty of the Fire Marshal, and he shall have power—

Municipal
by-laws.

(*a*) Whenever he has reason to believe that the council of a municipality has not passed a by-law under the authority of any of the sections of *The Municipal Act* relating to the prevention of fire or protection of life and property therefrom, or that any such by-law which has been passed by a municipal council is not complete or is not being enforced, to confer with members or officers of such council and to assist them as far as may be expedient and practicable in preparing, improving and enforcing such by-law;

Rev. Stat.
c. 192.

(*b*) To require the chief of the fire department of a municipality or any other person who may be designated as an assistant of the Fire Marshal to assist in the enforcement of any such by-law;

Requiring
assistance.

Propaganda
as to fire
prevention.

(*c*) To disseminate information and advice as to the prevention of fire by means of public meetings, newspaper articles, exhibitions and moving picture films and otherwise as he may consider advisable;

(*d*)

- (d) To assist in the formation of local associations or leagues and to co-operate with any body of persons interested in developing and promoting the principles and practices of fire prevention; Assisting local organizations for fire prevention.
- (e) Upon complaint of any person having an interest in any adjacent or neighbouring building or property, or without such complaint, to enter into and upon all buildings and premises for the purpose of examination, taking with him, if necessary, a peace officer or such other assistance as he may deem proper; Examining premises.
- (f) Whenever he shall find in any building or upon any premises combustible material or conditions dangerous to the safety of such building or premises or which is so situated as to endanger other property, to order such combustible material to be removed, or such dangerous conditions to be remedied by the owner or occupant of such building or premises; Ordering removal of combustible material, etc.
- (g) To keep a record of every fire reported to him with such facts, statistics and circumstances as may be required by the regulations; Records of fires.
- (h) To investigate the cause, origin and circumstances of any fire so reported to him and so far as it is possible determine whether it was the result of carelessness or design; Investigation of fires.
- (i) To report to the Crown Attorney of the proper county or district the facts found upon the evidence in any case in which he has reason to suppose that loss by fire has been occasioned by criminal negligence or design or in which he deems an offence has been committed against the provisions of this Act; Report to Crown Attorney where offences suspected.
- (j) Whenever he may deem it advisable in the public interest to order the withholding of insurance money which may become payable by reason of any fire for a period not exceeding 60 days from the occurrence of fire pending an investigation of the cause and circumstances of the fire. Withholding payment of insurance money.

4 Geo. V.
c. 41, s. 7,
subs. 1,
amended.
Duty of
assistants.

13. Subsection 1 of section 7 of *The Fire Marshals Act* is amended by adding thereto the following:—

“and it shall be the duty of every assistant to the Fire Marshal to act under his direction in carrying out the provisions of this Act.”

7 Geo. V.
c. 55, s. 6,
amended

14. Section 6c of *The Fire Marshals Act* as amended by section 5 of *The Fire Marshals Amendment Act, 1917*, is amended by adding thereto the following words:—

Employment
of expert
and profes-
sional as-
sistance.

“and in carrying out the provisions of this Act relating to the prevention of fire and in the exercise and performance of the powers and duties of the Fire Marshal and other officers under the provisions of this Act and the regulations.”

4 Geo. V.
c. 41, s. 14,
subs. 1,
amended.

15. Subsection 1 of section 14 of *The Fire Marshals Act* is amended by inserting after clause c therein the following clause:—

Disobedi-
ence to
orders of
Fire
Marshal.

(d) Refuses or neglects to obey or carry out the instructions or directions of the Fire Marshal or Deputy Fire Marshal or of a district Deputy Fire Marshal given under the authority of this Act.

4 Geo. V.
c. 41, s. 16,
repealed.

16. Section 16 of *The Fire Marshals Act* is repealed and the following substituted therefor:—

Inspection
of buildings
and prem-
ises.

16.—(1) Subject to the regulations the Fire Marshal or a district Deputy Fire Marshal or an assistant or inspector may, upon the complaint of any person interested, or when he deems it necessary so to do, without such complaint, inspect all buildings and premises within his jurisdiction, and for such purpose may at all reasonable hours enter into and upon such buildings and premises for the purpose of examination, taking with him if necessary, a peace officer or such other assistance as he may deem proper.

Orders on
inspection.

(2) If, upon such inspection, it is found that a building or other structure is for want of proper repair or by reason of age and dilapidated condition or any other cause especially liable to fire, or is so situated as to endanger other buildings or property, or so occupied that fire would endanger persons or property therein, or that there are in or upon the buildings or premises combustible or explosive materials or conditions dangerous to the safety of such buildings or premises or to adjoining property, the officer making such inspection may order—

(a)

- (a) The removal of such buildings or the making of such structural repairs or alterations therein;
- (b) The removal of such combustible or explosive material, or the removal of anything that may constitute a fire menace.
- (3) If the occupant or owner of any such buildings or premises deems himself aggrieved by any order made by an officer other than the Fire Marshal made under this section, then in case the order is made under clause *a* of the next preceding subsection, the person aggrieved may appeal within ten days from the making of the order to the Fire Marshal, who shall examine such order and affirm, modify or revoke the same and cause a copy of his decision to be served upon the party appealing.
- (4) If the party appealing is dissatisfied with the decision of the Fire Marshal, he may within five days after the service of such decision, apply by way of originating notice according to the practice of the court, to the judge of the County or District Court of the county or district in which the property is situate, for an order modifying or revoking the order or extending the time for compliance therewith, and the Judge, upon such application, may affirm, modify or revoke such order and his decision shall be final.
- (5) In the case of an order made under clause *b* of this section by an officer other than the Fire Marshal, the occupant or owner shall have the like right of appeal to the Fire Marshal as in the case of an order made under clause *a*, and the decision of the Fire Marshal upon such appeal shall be final and binding and shall not be subject to appeal.
- (6) Every person who neglects or refuses to obey an order made under this section after the time allowed for appeal therefrom has elapsed, shall incur a penalty of not less than \$100 per day for every day during which such default continues, and such penalty shall be recoverable before a Police Magistrate or two or more Justices of the Peace under *The Ontario Summary Convictions Act*.

Appeal to
Fire Mar-
shal from
order of
subordinate.

Appeal from
Fire Mar-
shal to
county
judge.

When ap-
peal to Fire
Marshal to
be final.

Penalty for
disobedience
to order.

Rev. Stat.
c. 90.

CHAPTER 68.

An Act respecting Private Forest Reserves.

Assented to 24th April, 1919.

Preamble.

WHEREAS Walter J. Snider, of the Village of Conestoga, in the County of Waterloo, has proposed to His Majesty's Government for the Province of Ontario, to preserve in perpetuity as a forest reserve that certain parcel or tract of land lying at the confluence of the Grand and Conestoga Rivers, and containing forty acres of wooded river flats; and whereas other persons residing in the valley of the Grand River have expressed a desire to have certain lands preserved in perpetuity for forest reserves;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The Private Forest Reserves Act*.

Interpretation.

2. In this Act,—

"Minister."

(a) "Minister" shall mean the Minister of Lands, Forests and Mines;

"Owner."

(b) "Owner" shall mean and include any person having any right, title, interest or equity in any land;

"Private Forest Reserve."

(c) "Private Forest Reserve" shall mean land declared to be a private forest reserve under this Act.

Declaring forest land private forest reserve.

3. The Lieutenant-Governor in Council may, on the recommendation of the Minister, and with the consent of the owner of any land covered with forest or suitable for forestation or re-forestation, declare such land to be a private forest reserve.

4. Such declaration shall be registered by such owner in the property registry office for the division in which such land is situated. Registration of declaration.

5. The effect of such declaration when registered shall be to constitute such land in perpetuity a private forest reserve. Effect of declaration.

6. The title and ownership of every private forest reserve shall, notwithstanding such declaration, remain in the owner so consenting, save that such owner and his personal representatives and successors in title shall be precluded in perpetuity from cutting or removing any trees upon such private forest reserve, except upon the consent of the Minister; provided such owner may at any time remove dead or fallen wood or trees. Title to remain in owner.

7. The Minister may, from time to time, arrange for the forestation or re-forestation of any portion of a private reserve. Arrangements for forestation and re-forestation.

8. The Minister may, by regulation or otherwise, prohibit cattle from being allowed to run in the whole or any part of such private forest reserve, and may make such other regulations for the preservation of trees as may be deemed necessary. Prohibiting cattle from running at large.

9. This Act shall come into force on the day upon which it receives the Royal Assent. Commencement of Act.

CHAPTER 69.

An Act to amend The Dog Tax and Sheep
Protection Act.*Assented to 24th April, 1919.*

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.,
c. 246, s. 16,
amended.

1. Section 16 of *The Dog Tax and Sheep Protection Act* is amended by adding at the beginning thereof the words “subject to the provisions of subsection 2,” and by adding the following as subsection 2:—

Liability
of corpora-
tion.

- (2) The council of a township in unorganized territory may by by-law passed with the assent of the municipal electors provide that the corporation shall be liable for compensation to the full amount of the damage sustained by reason of sheep being killed or injured while running at large upon any highway or unenclosed land.

CHAPTER 70.

An Act respecting the Branding of Live Stock.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Brand Act*.

Short title.

2. In this Act,—

Interpretation.

(a) “Minister” shall mean Minister of Agriculture for Ontario;

Minister.

(b) “Stock” shall mean and include any horse, head of cattle and sheep;

stock.

(c) “Brand” shall mean and include any letter, sign or numeral or combination of the same recorded as allotted.

Brand.

3.—(1) Upon complying with this Act and paying the fees set forth in the Schedule hereto, any owner of stock may record with the Minister any brand, which shall not exceed three characters, which shall be in such form or combination as may be approved by the Minister.

Record of brands.

(2) A brand so allotted shall not be good for a longer period than three years unless it is renewed by the owner.

Renewal of brand.

(3) Any owner shall be entitled to transfer the ownership of any brand to any party upon applying to the Minister and complying with the requirements laid down by the Minister to effect such transfer.

Transfer of brand.

4.—(1) Upon the recording in the books of the Department of Agriculture of any allotment or transfer of a brand, the person in whose name the same is last recorded shall become the owner of the brand and of all the rights thereof

Certificate of transfer.

and

and therein, and shall be entitled to a certificate of the allotment or transfer and of the recorded entry of the same, and the production of such certificate shall be *prima facie* evidence of the ownership of such certificate without any further proof of the signature of the officer or other person signing the certificate.

Right to
ownership.

(2) In case any owner under this Act forfeits his right to ownership of a brand, the said brand shall not be allotted to any person for a period of at least three years.

Record of
all
brands.

5. The Director of the Live Stock Branch of the Department of Agriculture shall be recorder of brands and shall receive applications, keep a record of all brands allotted and make transfers and cancellations in accordance with the terms of this Act.

List of
brands
may be
published.

6. The Minister may cause to be published from time to time a complete list of the brands recorded under this Act.

Forms.

7. The Minister may prescribe any forms or make any further regulations necessary for the better carrying out of the provisions of this Act.

Offences.

8. Every person who,

(a) Improperly and wrongfully brands or causes to be branded any stock with a brand which has been recorded as required by this Act or the regulations, and which has not been cancelled thereunder; or,

(b) Brands or causes to be branded with his own brand any stock of which he is not the owner without the authority of the owner;

(c) Defaces, obliterates or otherwise renders illegible, or causes to be defaced, obliterated or otherwise rendered illegible any brand upon stock;

Penalty.

shall be guilty of an offence and shall incur a penalty not exceeding \$200, to be recoverable under *The Ontario Summary Convictions Act*.

SCHEDULE.

TARIFF OF FEES.

On application of allotment of a brand	\$5.00
Fee for continuation of brand for a period of three years	2.00
On application for change in the record of a brand	1.00
On every transfer of a recorded brand	1.00
For every search of the brand record	1.00
For every certified extract from the brand record	1.00

CHAPTER 71.

An Act relating to Foxes and other Fur-bearing
Animals kept in Captivity.*Assented to 24th April, 1919.*

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Everyone is guilty of an offence and liable to the Trespassing on property penalty hereinafter provided who at any time hereafter, in ^{where foxes, etc., kept for breeding purposes.} any part of the Province, without the consent of the owner or caretaker of a ranch or enclosure where foxes or other fur-bearing animals are kept in captivity for breeding purposes, shall enter upon the private grounds of the owner or owners of the said animals where the said animals are located, and upon which notices forbidding trespassing on the said premises are kept posted, so as to be plainly discernible at a distance of not less than twenty-five yards. Nothing contained in this section shall apply to any officer of the Department of Game and Fisheries in the discharge of his duties.

2. Any person convicted of an offence against section 1 ^{Penalty.} of this Act shall be liable to a fine not exceeding fifty dollars nor less than five dollars, and, in default of payment of such fine and the costs, to imprisonment for a term not exceeding three months nor less than one month.

3. Every one is guilty of an offence and liable to the Entering enclosures where no-
penalty hereinafter provided who at any time hereafter, in ^{tices posted.} any part of the Province, without the consent of the owner or caretaker of any enclosure within which foxes or other fur-bearing animals are kept for breeding purposes, and on the outer fence of which enclosure are kept posted notices forbidding trespassing on the premises where the said animals are kept, and plainly discernible at a distance of not less than twenty-five yards therefrom, shall pass within the said fence of such enclosure, or climb over, break or cut through the same, for the purposes of entering the said enclosure,

closure, or for any other purpose whatever. Nothing contained in this section shall apply to any officer of the Department of Game and Fisheries in the discharge of his duties.

Penalty.

4. Any person convicted of an offence against section 3 of this Act shall be liable to a fine not exceeding one hundred dollars, nor less than fifty dollars, and in default of payment of said fine and the costs, to a penalty not exceeding six nor less than two months.

Right to
kill dog
running at
large on
ranch.

5. Any caretaker may kill any dog that has become a nuisance within the property on which foxes or other fur-bearing animals are kept, and there giving tongue or otherwise terrifying such animals, provided, however, that the dog so killed is neither muzzled nor accompanied by the owner or by a person having charge or care of such dog.

Application
of Rev. Stat.,
c. 90.

6. The penalties provided by this Act shall be recoverable under *The Ontario Summary Convictions Act*.

Commence-
ment of Act.

7. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 72.

An Act to amend The Ontario Game and Fisheries Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Ontario Game and Fisheries Act, 1919.* Short title

2. The clause lettered *i* in section 8 of *The Ontario Game and Fisheries Act* is amended by striking out the word "settlers" in the first line and substituting therefor the word "farmers," and by striking out the word "settler" in the sixth line and substituting therefor the word "farmer." Rev. Stat. c. 262, s. 8, amended. Exemption of farmers.

3. Subsection 2 of section 9 of *The Ontario Game and Fisheries Act*, as amended by section 36 of *The Statute Law Amendment Act, 1917*, is repealed and the following substituted therefor: Rev. Stat. c. 262, s. 9, amended.

(2) No person shall hunt or trap any fur-bearing animal except under the authority of a license or permit, but this shall not apply to the hunting or trapping of foxes or wolves, nor to a farmer or his sons trapping upon the lands of such farmer animals other than beaver and otter. Hunting or trapping without license.

4.—(1) The clause lettered *a* in subsection 1 of section 10 of *The Ontario Game and Fisheries Act* is amended by striking out the words "1st day of November to the 15th day of November" and inserting in lieu thereof the words "5th day of November to the 20th day of November." Rev. Stat. c. 262, s. 10, subs. 1, cl. a, amended. Open season for deer.

(2) The clause lettered *b* in the said subsection is amended by striking out the words "1st day of November to the 15th day of November," and inserting in lieu thereof the words "5th day of November to the 20th day of November." Open season for moose, etc.

Rev. Stat.
c. 262, s. 10,
subs. 1, cl. g,
repealed.

5. The clause lettered *g* in subsection 1 of section 10 of *The Ontario Game and Fisheries Act*, as amended by section 2 of *The Ontario Game and Fisheries Act, 1918*, is repealed and the following substituted therefor:—

Open season
for wild
goose.

(*g*) Any wild goose except from the 1st day of September to the 15th day of December in any year, both days inclusive.

Rev. Stat.
c. 262, s. 10,
amended.

Plover,
snipe, etc.

6. The clause lettered *ii* of the said section 10 as amended by section 2 of *The Ontario Game and Fisheries Act, 1915*, is amended by striking out the words and figures "15th day of September," and substituting therefor the words and figures "1st day of September."

Rev. Stat.
c. 262, s. 11,
subs. 5,
amended.

Permit
required for
sale of
unprime
skins.

7. Subsection 5 of section 11 of *The Ontario Game and Fisheries Act* is amended by adding at the end thereof the following words: "but unprime skins so taken shall not be offered for sale or barter except under the authority of a permit issued by the Deputy Minister, and the fur dealer possessing such skins must hold the permit so issued and forward same to the Department when applying for permit to ship out of the Province or to dress or tan the skins."

Rev. Stat.
c. 262,
amended.

8. *The Ontario Game and Fisheries Act* is amended by adding thereto the following sections:—

FUR DRESSER'S AND TANNER'S LICENSE.

License
required for
tanning,
dressing
skins, etc.

11a.—(1) No person shall engage in, carry on, or be concerned in tanning, dressing, plucking, dyeing, or in any way undertake to dress, tan, pluck, or treat any raw or undressed skin or pelt of fur-bearing animals upon which a royalty may be levied by the Government, except under the authority of a license issued by the Deputy Minister for the current year.

Returns by
licensees.

(2) The licensee shall on the last day of each month during the year for which the license is issued make a return of the number of skins or pelts of each kind upon which a royalty may be levied by the Government, and which he has treated, as well as the name and address of every person forwarding or delivering such skins.

Records to
be kept by
licensee.

(3) The holder of any such license shall keep a book in which he shall enter the date of the receipt of such skins or pelts and the name and address of any person from whom he has received them to be so treated, tanned, plucked, dressed or dyed, which book shall be open to the inspection of the Deputy Minister and officers of the Department, and shall be kept

kept intact for one year after the expiry of the license during the currency of which such work was performed, and shall be available for examination during such period, whether a new license has or has not been obtained.

(4) All fur dressers or tanners shall report immediately to the Department of Game and Fisheries all furs or pelts received without a permit accompanying such furs or pelts showing that royalty has been paid and authorizing the dressing thereof. Report on furs, etc., received without permit.

ROYALTIES ON CERTAIN SKINS.

11b. It shall be unlawful for any person or persons to ship to any point outside the Province, or attempt to take or ship to any point outside the Province, any raw or undressed skins or pelts of fisher, martin, mink, or muskrat, or other skins or pelts upon which a royalty may be levied by the Government, or to have such skins or pelts dressed or plucked, or treated in any way, without first having obtained a permit from the Department upon the payment of royalty on each and every skin or pelt as follows: fisher \$1, martin 50 cents, mink 25 cents, and muskrat 3 cents, but such royalties shall not apply to pelts imported from outside of the Province if they are accompanied by an affidavit proving their place of origin to the satisfaction of the Department. Payment of royalty on furs, etc., shipped out of Ontario.

9. Subsection 3 of section 13 of *The Ontario Game and Fisheries Act*, as amended by section 13 of *The Ontario Game and Fisheries Act, 1918*, is amended by striking out the words "two deer" in the second line and substituting therefor the words "one deer." Rev. Stat. c. 262, s. 13, subs. 3, amended. Number of deer which may be taken.

10. Subsection 1 of section 21 of *The Ontario Game and Fisheries Act*, as amended by section 14 of *The Ontario Game and Fisheries Act, 1916*, is repealed and the following substituted therefor:— Rev. Stat. c. 262, s. 21, subs. 1, repealed.

- (1) No person employed in any lumber camp or in connection with the construction or maintenance of any railway or public work shall have in his possession in the vicinity of such lumber camp, railway, or other public work, any gun or other fire-arms, except as may be authorized by special license. Persons employed in camps, etc., not to have fire-arms.

11. Section 39a of *The Ontario Game and Fisheries Act*, as amended by section 5 of *The Ontario Game and Fisheries Act, 1918*, is amended by adding thereto the words: "except Rev. Stat. c. 262, s. 39a, amended. Unprime skins. the

the skins of muskrat taken in accordance with subsections 5 and 6 of section 11."

Rev. Stat.
c. 262, s. 40,
subs. 1,
cl. b,
amended.

12. The clause lettered *b* in subsection 1 of section 40 of *The Ontario Game and Fisheries Act* is amended by striking out the words "license issued" and substituting therefor the words "permit issued by the Deputy Minister."

Rev. Stat.
c. 262, s. 40,
subs. 3,
amended.

13. Subsection 3 of section 40 of *The Ontario Game and Fisheries Act* is amended by adding at the end thereof the words: "upon the premises or lands specified in permits issued for breeding purposes."

Rev. Stat.
c. 262, s. 41,
subs. 4,
repealed.

14. Subsection 4 of section 41 of *The Ontario Game and Fisheries Act*, as amended by subsection 1 of section 20 of *The Ontario Game and Fisheries Amendment Act, 1916*, is repealed and the following substituted therefor:—

Breeding
permits.

- (4) The Minister may grant to any person engaged *bona fide* in the business of breeding game animals and birds a permit to buy and sell game animals and birds bred or procured *bona fide* for breeding purposes at any time, and to sell the skins of any such animals or birds during the regular open season and after the payment of the royalty upon all skins subject thereto.

Rev. Stat.
c. 262, s. 41,
subs. 5,
repealed.

15. Subsection 5 of section 41 of *The Ontario Game and Fisheries Act*, as amended by section 11 of *The Ontario Game and Fisheries Act, 1914*, is repealed and the following substituted therefor:—

Fur-trader's
license.

- (5) No person shall engage in, or carry on, or be concerned in trading, buying or selling fur-bearing animals, or skins, or pelts thereof, or the skins or pelts of protected animals except under the authority of a license.

Rev. Stat.
c. 262, s. 44,
repealed.

16. Subsection 1 of section 44 of *The Ontario Game and Fisheries Act* is repealed and the following substituted therefor:—

Manner of
marking
packages of
game, fish,
etc.

- (1) All receptacles, including bags, boxes, baskets, crates, packages and parcels of every kind in which the skins of fur-bearing animals or the skins or pelts of protected animals, game or fish are packed for transportation shall be marked in such a manner as to give a list and description of the contents, and the name and address of the consignee and consignor.

17. The clause lettered *a* in section 49 of *The Ontario Game and Fisheries Act* is amended by striking out the words Rev. Stat. c. 262, s. 49, cl. a, and figures "16th day of January" and inserting in lieu amended. thereof the words "31st day of March."

18. The clause lettered *d* in section 49 of *The Ontario Game and Fisheries Act*, as amended by subsection 2 of section 6 of *The Ontario Game and Fisheries Amendment Act, 1914*, and amended by section 9 of *The Ontario Game and Fisheries Act, 1918*, is repealed and the following substituted therefor:—

- (d) Any person to buy or sell skins of fur-bearing animals, or protected animals, and the fee for such license shall be \$10 in the case of any person who is a British subject and resident in Ontario, and in the case of a person who is not resident in Ontario, or who is not a British subject, \$25. Fee for fur-dealer's license.

19. Section 49 of *The Ontario Game and Fisheries Act* is further amended by adding the following clause:— Rev. Stat. c. 262, s. 49, amended.

- (e) Any person engaged in the business of dressing, plucking, dyeing, tanning, or other process of curing skins of fur-bearing or protected animals, and the fee for the same shall be \$10. Tanners' and curers' license.

20. Section 62 of *The Ontario Game and Fisheries Act* is amended by adding at the end thereof the words: "but all such appointments shall expire annually on the 31st day of December." Rev. Stat. c. 262, s. 62, amended.

21. Subsection 2 of section 62 of *The Ontario Game and Fisheries Act* is amended by inserting the words "imposed and collected" after the word "fines" in the third line. Rev. Stat. c. 262, s. 62, subs. 2, amended.

22. The clause lettered *a* of section 65 of *The Ontario Game and Fisheries Act*, as amended by subsection 2 of section 32 of *The Ontario Game and Fisheries Amendment Act, 1916*, is repealed and the following substituted therefor:— Rev. Stat. c. 262, s. 65, cl. a, repealed.

- (a) Every person who commits an offence against this Act in respect of deer, moose, reindeer, caribou, or beaver, otter, or other fur-bearing animal or the skins or pelts thereof upon which a royalty may be levied, shall for each such offence incur a penalty of not less than \$20 nor more than \$200. Penalty for offences as to deer, etc., and certain fur-bearing animals.

23. This Act shall come into force and take effect on the day upon which it receives the Royal Assent. Commencement of Act.

CHAPTER 73.

An Act to amend the School Laws.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title. **1.** This Act may be cited as *The School Law Amendment Act, 1919*.

Rev. Stat. c. 265, s. 6, amended. **2.** Section 6 of *The Department of Education Act* is amended by inserting therein the following clauses:

Powers and duties of Minister. Grant for auxiliary classes.

(ii) Subject to the Regulations, to apportion and pay out of any money appropriated for that purpose grants for classes established under *The Auxiliary Classes Act* and amendments thereto:

Medical and dental inspection.

(iii) To appoint officers for the purpose of medical and dental inspection in public and separate schools throughout Ontario and to prescribe the duties of such officers, and to fix and pay their salaries, and to pay the travelling and other expenses of such officers and the expenses incidental to medical and dental inspection in public and separate schools throughout Ontario.

8 Geo V, c 51, s. 2, amended.

3. The clause lettered m-2 in subsection 1 of section 6 of *The Department of Education Act* as amended by section 2 of *The School Laws Amendment Act, 1918*, is amended by striking out the words "travelling, living and other expenses" in the second and third lines, and inserting in lieu thereof the words "travelling and other expenses and such per diem allowance as may be fixed by the Minister for living expenses."

Rev. Stat. c. 265, amended.

4. *The Department of Education Act* is amended by adding thereto the following section:

Certificates of qualification to persons other than British subjects.

6a. Notwithstanding anything in this Act or in any other Act contained, the Minister may, in his discretion, grant,—

(a)

- (a) a temporary certificate of qualification as a teacher to any person who, although not a British subject, has applied for naturalization and whose application for naturalization is pending, where the Minister deems the employment of such person necessary for special reasons; or
- (b) a certificate of qualification as a teacher of French, Italian or Spanish to any person who is not a British subject and who possesses the other qualifications prescribed by the Regulations and who has served in the military or naval forces of Great Britain or any of her Allies during the Great War.

5. Sections 7 and 8 of *The Department of Education Act* are repealed. Rev. Stat. c. 265, ss. 7, 8, repealed.

6.—(1) *The Department of Education Act* is amended by adding thereto the following section: Rev. Stat. c. 265, amended.

College of Education.

8a—(1) The Minister, with the approval of the Lieutenant-Governor in Council, may establish and conduct a College of Education for the professional training and instruction of teachers and for that purpose may,—

- (a) Acquire by purchase or otherwise, or appropriate any lands, buildings or other real or personal property which he may deem necessary; Powers of Minister.
- (b) Establish, erect and maintain all buildings, and provide such equipment, plant and appliances as he may deem expedient;
- (c) Appoint officers, professors, instructors and teachers for the College;
- (d) Provide for the affiliation of the College with any University or enter into arrangements for the use of any primary or secondary school for practice teaching purposes or for the services of teachers in any secondary school as lecturers or instructors in the college;

(e)

- (e) Prescribe the course of training and study for students attending such College;
- (f) Grant diplomas, certificates or other evidences of proficiency to the students, teachers and graduates of such College;
- (g) Generally, with the approval of the Lieutenant-Governor in Council, do all such things and enter into all such agreements and arrangements as may be deemed advisable for establishing, maintaining, equipping, furnishing and conducting any such college.

Expenses of
College.

(2) The expenses of establishing a College, the acquiring of property, plans, appliances and equipment therefor, the salaries of the officers, professors, instructors, teachers and servants of the College and the maintenance thereof shall be payable out of such moneys as may be appropriated by the Legislature for the purposes of the College of Education.

Rev. Stat.
c. 265, s. 4,
subs. 2,
amended.

(2) Subsection 2 of section 4 of *The Department of Education Act* is amended by inserting after the words "normal schools" in the second line the words "the College of Education."

Rev. Stat.
c. 266, s. 7,
subs. 2,
amended.

Holidays.

7. Subsection 2 of section 7 of *The Public Schools Act* is amended by inserting after the word "engaged" at the end of the third line the words "and every day upon which a school is closed under the provisions of *The Public Health Act* or the Regulations of the Department of Education."

Rev. Stat.
c. 266, s. 15,
subs. 6,
amended.

8. Subsection 6 of section 15 of *The Public Schools Act* as enacted by section 41 of *The Statute Law Amendment Act, 1917*, is amended by striking out the figures "21" in the last line and substituting therefor the figures "22."

Rev. Stat.
c. 266, s. 21,
subs. 20,
amended.

9. The clause lettered *a* in subsection 20 of section 21 of *The Public Schools Act* as amended by section 56 of *The Statute Law Amendment Act, 1914*, and by section 42 of *The Statute Law Amendment Act, 1917*, is repealed and the following substituted therefor:

(a)

- (a) A union school section may include any of the following, namely,—an organized township or ^{Union school sections in districts.} any part thereof, or two or more organized townships or parts thereof; an unorganized township or any part thereof, or two or more unorganized townships or parts thereof, unsurveyed territory, and a town or village, and the union school section may be altered or dissolved, and in such case the petition of the ratepayers for the part of the union school section not included in an urban municipality or organized township, shall be presented to the Inspector.

10. Subsections 1 and 2 of section 23 of *The Public Schools Act* are repealed and the following substituted therefor: Rev. Stat. c. 266, s. 23, subs. 1, 2, repealed.

(1) Where territory which it is proposed to form into a union school section, or which it is proposed to alter or dissolve, comprises an organized or unorganized township or any part thereof, and an urban municipality, or lies in more than one county or in a district, the Board, or any five ratepayers in the union school section or territory concerned, or any inspector or inspectors, may at any time appeal to the Minister from any award made by arbitrators for or against the formation, alteration or dissolution of such section, or against the refusal or neglect of the council or councils concerned to appoint arbitrators or for the dissolution or alteration of any existing union school section. Appeal to Minister from action of council as to union section.

(2) The Minister may in his discretion alter, determine or confirm such award, or where no award has been made he may appoint not more than three arbitrators who shall have all the powers of arbitrators appointed under section 21, and a decision of a majority of them shall be final and conclusive. Powers of Minister on appeal.

11. Subsection 4 of section 47 of *The Public Schools Act* is repealed and the following substituted therefor: Rev. Stat. c. 266, s. 47, subs. 4, repealed.

(4) Nothing herein contained shall be taken or deemed to limit or affect the power of the council of any municipality in making grants for the purposes of public schools within the municipality, and the council of any municipality may make grants as it may deem expedient for such purposes, and may assess, levy and Municipal grants for public school purposes.

and collect the sums required to pay the same by general rate upon all taxable property of public school supporters in the municipality.

Purposes
of grants.

(4a) The purposes for which the rate mentioned in subsection 4 may be raised shall include, but shall not be deemed to be limited to, the establishment and maintenance of school corporations, aiding new or weak schools, or continuation schools or fifth classes in the municipality, or the supplementing of teachers' salaries or retiring allowances.

Levying
school rate
where there
is no public
school in an
urban
municipality

12. Where in an urban municipality there are persons entered on the assessment roll as public school supporters and there is no public school to which public school rates levied by the council of the municipality can be applied, there shall be assessed, levied, and collected annually upon the property of all persons assessed as public school supporters in such urban municipality, a rate equal to the average public school rate levied in the county for boards of public school trustees of villages, and of towns not separated from the county and of school sections, and the moneys so raised shall be set apart or invested by the council of the municipality in the manner provided by section 309 of *The Municipal Act*.

Rev. Stat.
c. 266, s. 55,
subs. 2,
repealed.

13.—(1) Subsection 2 of section 55 of *The Public Schools Act* is repealed and the following substituted therefor:

Qualifica-
tion of
urban
school
trustees.

(2) Any ratepayer in a municipality who is a British subject and who resides in the municipality, or in the case of a city or town, within one mile from the boundaries of the municipality, and who is of the full age of twenty-one years and not disqualified, may be elected a public school trustee, and every trustee, except as otherwise herein provided, shall continue in office until his successor has been elected and a new board organized, but no person who is not a British subject shall be elected or competent to act as trustee.

Commence-
ment of
section.

(2) The amendment made by subsection 1 shall take effect as from the 1st day of January, 1919.

Rev. Stat.
c. 266, s. 59,
subs. 1,
amended.
Qualification
of voters at
rural school
elections.

14. Subsection 1 of section 59 of *The Public Schools Act* as enacted by section 2 of the Act passed in the eighth year of His Majesty's reign, chapter 52, is amended by adding at the end thereof the words "but no ratepayer or farmer's son shall

shall be entitled to vote at an election of public school trustees in any rural school section, or upon any school question who is not a British subject."

15. Subsection 4 of section 62 of *The Public Schools Act* is repealed and the following substituted therefor:

Rev. Stat.
c. 266, s. 62,
subs. 4,
amended.

(4) In a city having a population of 20,000 or over, and until a resolution has been passed under subsection 1 in a city having a population of less than 20,000, and in a town, the trustees shall continue to be elected by wards notwithstanding that aldermen and members of the council are elected by general vote and not by wards.

Election of
trustees
by wards in
certain
cities and
towns.

16. Section 74 of *The Public Schools Act* is amended by adding after the words "school age" the words "in the city or in any contiguous municipality."

Rev. Stat.
c. 266, s. 74,
amended.

17. Subsection 2 of section 52 of *The High Schools Act* is amended by adding as the commencement thereof the words "Every day upon which a school is closed under the provisions of *The Public Health Act* or under the Regulations of The Department of Education."

Rev. Stat.
c. 268, s.
52, subs. 2,
amended.
Holidays.

18. Subsection 2 of section 91 of *The Separate Schools Act* is amended by adding at the commencement thereof the words "Every day upon which a school is closed under the provisions of *The Public Health Act* or under the Regulations of the Department of Education."

Rev. Stat.
c. 270, s. 91,
subs. 2,
amended.

19. Section 5 of *The School Sites Act* is amended by adding thereto the following subsections:

Rev. Stat.
c. 277, s. 5,
amended.

(2) The Board of Education for a city may acquire by purchase or otherwise, or may expropriate land in a township for the purposes of a school site where such land adjoins a road forming a boundary road between the city and the township.

Acquiring
land in
township
adjoining
city.

(3) Where a Board of Education expropriates land under the provisions of subsection 2, such land shall not be exempt from taxation by the township, but the corporation of the township and the Board of Education may agree upon a fixed annual sum to be paid as taxes upon the said land, or in case of disagreement the amount shall be determined by the Judge of the County Court.

Land not to
be exempt
from
taxation.

20.—(1) For the purposes of election of school trustees only, and for no other purpose—

Election of
school trustees in
union
section of
Coleman
and Cobalt.

(a)

(a) The part of the Union School section number one, composed of the Town of Cobalt and a portion of the municipality of Coleman lying within the limits of the Corporation of the Town of Cobalt, shall be deemed to be a school section, separated and apart from that part of the said union school section lying within the limits of the Township of Coleman, and the Trustees to be elected therefrom a separate board;

(b) That part of the said Union School section number one, lying within the limits of the Corporation of the Township of Coleman, shall be deemed to be a school section separated and apart from that part of the said union school section lying within the limits of the Town of Cobalt, and the trustees to be elected therefrom a separate board.

Board of trustees, how composed.

(2) The board of trustees of the said union school section shall be composed of six trustees, of which number there shall be four trustees elected from that part of the said union school section lying within the limits of the Corporation of the Town of Cobalt and two trustees elected from that part of the said union school section lying within the limits of the Corporation of the Township of Coleman.

Term of office.

(3) Each of the said trustees, except as otherwise provided in *The Public Schools Act* shall continue in office for two years or until his successor has been elected and the new board organized.

Annual retirements and elections.

(4) Three trustees shall be elected annually, two from that part of the said union school section lying within the limits of the Corporation of the Town of Cobalt, and one from that part of the said union school section lying within the limits of the Corporation of the Township of Coleman.

Use of ballot at elections.

(5) The said Public School Board of Cobalt and Coleman Union School Section Number One may, by resolution of which written notice shall be given to the respective Clerks of the Corporations of the Town of Cobalt and the Township of Coleman, on or before the first day of October in any year, require the election of school trustees for such board to be held by ballot on the same days as municipal councillors or aldermen of the municipality from which they are to be elected, are elected, as the case may be.

Discontinuing use of ballot.

(6) Such board may in a like manner discontinue the use of the ballot on giving notice in writing to the said clerks, to that effect, at the time hereinbefore mentioned, and thereafter

thereafter the elections shall be conducted as provided in section 60 of *The Public Schools Act*.

(7) If such board requires elections to be held by ballot and elections are so held, no change shall be made in the mode of conducting such election for a period of three years, and should the mode of conducting elections by ballot be discontinued at any time then the provisions of section 60 of *The Public Schools Act*, shall apply for a period of three years at least after such discontinuance. Change not to be made for three years.

(8) If notice is given requiring the election to be held by ballot such election shall thereafter be held at the same time and place and by the same returning officer or officers and conducted in the same manner as the municipal nominations and elections of aldermen or councillors of the municipality from which the said trustees are to be elected, and the provisions of *The Municipal Act* respecting the time and manner of holding the election, including the mode of receiving nominations for office, and the resignations of persons nominated, vacancies and declarations of qualification and office, shall *mutatis mutandis* apply to the said elections. Procedure where ball used.

(9) A separate set of ballot papers shall be prepared by the clerks of the respective municipalities from which the said trustees are to be elected for each of the wards or polling subdivisions of the municipality or that part of the municipality from which the trustees are to be elected, containing the names of the candidates in the same form *mutatis mutandis* as those used for councillors or aldermen and no ballot shall be delivered to any person who is entered on the list of voters as a separate school supporter. Ballot papers.

(10) The present trustees shall, subject to the provisions of *The Public Schools Act* be deemed to have been duly elected, four from that part of the said union school section lying within the limits of the Corporation of the Town of Cobalt, and two from that part of the said union school section lying within the limits of the Corporation of the Township of Coleman, and the three trustees whose term of office expires with the present year, shall retire, and three trustees shall be elected in their stead in the manner above provided, and the other three shall continue in office until the expiration of the present term of office. Validity of election of present board.

21. Except as herein otherwise provided this Act shall come into force on the day upon which it receives the Royal Assent. Commencement of Act.

CHAPTER 74.

An Act to amend The Teachers' and Inspectors' Superannuation Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short
title.

1. This Act may be cited as *The Teachers' and Inspectors' Superannuation Act, 1919.*

7 Geo. V.,
c 58, s. 2,
cl c,
amended.

2. The sub-clause lettered (i) in clause (c) of section 2 of *The Teachers' and Inspectors' Superannuation Act* is amended by adding thereto the following words:—

"Employed"
meaning of.

"or a certified industrial school or a school or classes held in or in connection with any public institution supported in whole or in part by contributions from the province or from a municipal corporation and defined in the regulations."

7 Geo. V., c.
58, s. 8,
amended.

3.—(1) Section 8 of *The Teachers' and Inspectors' Superannuation Act* is amended by adding thereto the following subsection:—

Contribution
by teachers
employed
otherwise
than by
Boards.

(4) Where the salary of a teacher in a school or institution other than a school which is under the control of a board, is paid in part by the public school board, separate school board, or board of education, and in part by the board of managers or other authority having the control and management of the school or institution, or is paid wholly by such board of managers, or other authority, subject to the regulations, such teacher shall contribute upon the whole salary so paid to him and as to any portion of his salary not payable by a board may make his contribution

directly

directly to the fund on such terms and conditions, and at such times as may be prescribed by the regulations, and the contributions so paid shall be placed to the credit of the fund and shall be allowed to him in fixing any allowance payable to him under the provisions of this Act.

(2) This section shall take effect as from the 12th day of April, 1917. Commencement of section.

4. Subsection 4 of section 11 of *The Teachers' and Inspectors' Superannuation Act* is amended by adding thereto the following clauses:— 7 Geo. V., c. 58, s. 11, subs. 4, amended.

(a) The certificate of the legally qualified medical practitioner shall state whether or not the disability is likely to be permanent and whether or not there is any prospect of the teacher or inspector becoming again capable of employment; Retiring on account of ill-health.

(b) The commission appointed under section 13 may require a teacher or inspector who has been granted an annual allowance under this subsection to furnish such evidence from time to time of his physical condition as the regulations may prescribe.

5. *The Teachers' and Inspectors' Superannuation Act* is amended by adding thereto the following sections:— 7 Geo. V., c. 58, amended.

15a. A teacher or inspector who has applied for and received an annual allowance under sections 106 to 108 of *The Public Schools Act*, or under any municipal by-law, or from any fund provided by a board for the superannuation of teachers and inspectors, shall be conclusively deemed to have retired from the profession and to have ceased to be employed within the meaning of this Act from the date when the application for such allowance or gratuity was first made and accepted. Receipt of other superannuation allowance to be evidence of retirement.

15b. A teacher or inspector who, after the granting of an allowance made under this Act, enters the employment of a board either temporarily or permanently, shall give notice to the department of such employment in the manner prescribed by the regulations, and in default of so doing shall forfeit any further claim to any benefit under this Act. Notice by teacher or inspector becoming employed after superannuation.

7 Geo. V.,
c. 58, s. 16,
subs. 1,
amended.

6.—(1) Subsection 1 of section 16 of *The Teachers' and Inspectors' Superannuation Act* is amended by adding after the word "act" in the fourth line the words "and the costs and expenses incurred in the administration of the fund."

7 Geo. V.,
c. 58, s. 16,
subs. 2,
amended.

(2) Subsection 2 of the said section 16 is amended by adding after the word "Act" in the second line, the words "and all the costs and expenses incurred in the administration of the fund."

7 Geo. V.,
c. 58, s. 17,
amended.

7. Section 17 of *The Teachers' and Inspectors' Superannuation Act* is amended by inserting therein the following clause:—

Regulations
permitting
contribu-
tions from
teachers
employed in
office of
Board or
Inspector.

(bbb) For permitting a teacher to contribute to the fund where such teacher has been employed by a board and has since such employment been engaged in the office of the Board of Education of a city or town, or of an inspector, in work which in the opinion of the Minister requires the professional qualifications and experience of a teacher, and for providing that a teacher while so engaged shall be deemed to be employed within the meaning of this Act.

Regulations
as to pay-
ment of al-
lowances to
teachers not
entitled to
share in
Fund.

8.—(1) Regulations may be made in the manner provided by *The Department of Education Act* for the payment of an annual allowance to teachers and inspectors who have retired from the profession and ceased to be employed before the 1st day of January, 1917, out of any sum appropriated by the Legislature for that purpose, and the regulations may provide—

- (a) That the application for any such allowance shall be referred to the commission appointed under section 13 of *The Teachers' and Inspectors' Superannuation Act* for enquiry and report thereon;
- (b) For payment of the allowance by the Minister upon the report of the commission and prescribing the dates and manner of payment thereof;
- (c) As to the length of service, age and other circumstances which shall entitle a teacher or inspector to receive any such annual allowance;
- (d) As to what proportion such annual allowance shall bear to the salary earned by the teacher or in-

spector at the time of retirement or for any specified period before retirement;

- (e) As to the evidence to be furnished by teachers and inspectors applying for any such annual allowances,

but no teacher or inspector shall be entitled to any allowance out of such appropriation who is in receipt of any super-^{Rev. Stat. c. 266.} annuation or other allowance under *The Public Schools Act* 7 Geo. V. or under *The Teachers' and Inspectors' Superannuation Act*,^{c. 58.} or from any school board or municipal corporation.

(2) In this section the words "employed," "inspector" and "teacher" shall respectively have the meaning provided in *The Teachers' and Inspectors' Superannuation Act*.
Meaning of "employed," "inspector," and "teacher."

9. This Act shall take effect on the day upon which it receives the Royal Assent.
Commence-
ment of
Act.

CHAPTER 75.

An Act respecting Consolidated Schools.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario: enacts as follows:—

Short title. **1.** This Act may be cited as *The Consolidated Schools Act, 1919.*

Rev. Stat.,
c. 266,
s. 16,
repealed. **2.** Section 16 of *The Public Schools Act* is repealed and the following substituted therefor:—

CONSOLIDATED SCHOOLS.

Agreements
for con-
sideration.

16.—(1) For the purpose of establishing and maintaining consolidated schools agreements may be entered into for the consolidation of school sections, union school sections or incorporated villages, or union school sections composed of portions of townships and incorporated villages or portions of incorporated villages, or for the consolidation of any of these with any of the others.

Provisional
division of
school
section.

(2) Where the council of a township deems it desirable for the purposes of facilitating the establishment of a consolidated school, that a school section in the township should be divided, the council may, at any time, by by-law, divide such school section into two or more provisional school sections, and for the purpose of entering into an agreement under subsection 1, each part of the section so divided shall be deemed a separate school section, but such division shall not have effect or apply for any other school purpose until a consolidated school section has been established as provided in this section.

(a)

- (a) Upon the establishment of a consolidated school section including part of the section so divided, the council of the township may by by-law annex the remaining portion of the section to any contiguous school section or may constitute it an independent school section.
- (3) The agreement shall be approved by the ratepayers ^{Approval of ratepayers.} in each section, and of any village or union school section or provisional school section party thereto in the manner following, that is to say,—
- (a) In the case of a school section or provisional school section or a union school section which does not include an incorporated village or any part of an incorporated village, by a resolution of the ratepayers at a special meeting duly called for that purpose;
- (b) In the case of a village, by a vote of the ratepayers who are public school supporters in the village, upon a question to be submitted in the manner provided by *The Municipal Act*;
- (c) In the case of a union school section comprising a part or the whole of an incorporated village and a portion of a township—
- (i) By a resolution of the ratepayers of each school section or portion of a school section included in a union school section lying in the township, to be passed at a meeting of the ratepayers of the section or portion of the section specially called for that purpose, in the manner provided by this Act with respect to public school meetings in rural school sections; and
- (ii) By a vote of the ratepayers in the village or part of a village included in the union school section, to be taken in the manner provided by clause b.
- (4) The agreement shall provide for the apportionment and distribution of the assets and liabilities of the respective boards to be consolidated, ^{Apportionment and distribution of assets and liabilities.} and may provide for the levying of a special rate for a term of years in any part of the consolidated school section, in order to give effect to

to such apportionment and distribution, or the agreement may provide for such apportionment and distribution and for the fixing of any such special rate by a board of arbitrators, to be composed of the inspector, the judge of the county or district court of the county or district, and one person to be named by the council of the local municipality or by the councils of each of the local municipalities in which the consolidated school section or any part thereof is situated, and in case the number of arbitrators so chosen is an even number, an additional arbitrator may be appointed by the Minister.

Where
territory
included
lies in
two or more
townships.

(5) Where a consolidated school section includes territory lying in two or more townships—

- (a) the agreement for forming the consolidated school section shall determine what proportion of the cost of establishing and maintaining the school shall be borne by each township, or shall provide that such proportion shall be determined by the award of the arbitrators mentioned in subsection 4; and the same shall be annually raised, levied and collected upon the property liable to taxation for public school purposes in that portion of the consolidated school section lying within the boundaries of the township; and
- (b) the proportions of the sums to be raised under section 93 for consolidated schools by the corporation of each of the townships interested shall be determined by agreement between the corporations of the townships, or in default of such agreement, by the board of arbitrators provided for in subsection 4.

Where
village or
portion of
village
included.

(6) Where a consolidated school section includes a village or a portion of a village, the agreement shall determine—

- (a) what proportion of the cost of establishing and maintaining the school shall be borne by the village and by the township or townships, and that the same shall be annually raised, levied and collected by the village and by the township or each of the town-

ships

ships respectively, upon the property liable to taxation for public school purposes in that portion of the consolidated school section lying within the boundaries of the municipality;

- (b) the proportion of the sums raised under section 93, which shall be borne by the corporation of the township or of each of the townships interested.

Or the agreement shall provide that the matters referred to in clauses *a* and *b* shall be determined by the award of the arbitrators mentioned in subsection 4.

- (7) Where a consolidated school section includes a village or a portion of a village or a police village or a portion of a police village, the agreement may provide for the election of a member or members of the board of trustees of the consolidated school section by the ratepayers of the village or police village or that portion of the village or of the police village lying within the consolidated school section and for the election of the remaining trustees by the ratepayers of that portion of the consolidated school section lying within the township or townships and for the term of office of each of the trustees first elected and their retirement and the election of their successors as far as possible in conformity with the provisions of subsections 10 and 11. Election of trustees where village included.
- (8) The agreement for consolidation shall not come into force or take effect until it has been submitted to and approved by the Minister, and no application for the establishment of a consolidated school shall be considered unless it is received by the Minister before the 1st day of June in the year in which the resolution approving of the agreement was passed. Approval of Minister
- (9) After the approval of the agreement by the Minister, it shall not be open to question upon the ground that the procedure prescribed by this section has not been followed or that there has been any irregularity or informality in such procedure, or upon any other ground whatsoever. Agreement to be valid after approval.
- (10) Upon the approval of the agreement in writing by the Minister the agreement shall take effect forthwith, and thereupon the territory included in the agreement shall form a consolidated school section. When to take effect.

tion and the first election of a board of trustees for the consolidated school section shall be held on a date to be fixed by the Minister.

Election of
board.

- (11) Subject to the terms of any agreement entered into under the provisions of subsection 7, there shall be elected for the section a board of trustees to be composed of five members, one of whom shall be elected to hold office from the date of the first election until the date of the second annual municipal election held after the first election of trustees—two of whom shall be elected to hold office until the date of the third annual municipal election after the first election of trustees—and two of whom shall be elected to hold office until the date of the fourth annual municipal election after the first election of trustees—and thereafter at every annual municipal election a trustee or trustees shall be elected in place of the retiring member or members of the board and shall hold office for a term of three years and until his or their successor or successors are elected.

Procedure
at election.

- (12) The election of trustees shall be by ballot and shall be held as nearly as may be in the same manner as the election of members of a municipal council, and the secretary and secretary-treasurer of the board, or, in the case of the first election, a person appointed by the inspector shall be the returning officer for such election and all the provisions of this Act applicable to the election of school trustees by ballot shall apply as nearly as may be to the election of trustees under this section.

Dissolution
of former
boards.

- (13) Upon the election of a board of trustees of a consolidated school section, each of the boards in the territory consolidated shall be deemed to be dissolved and all the real and personal property vested in each of the said boards shall become vested in the board of trustees of the consolidated school section, and such board shall be a corporation by the name of "The Board of Trustees of Consolidated School"

Corporate
name of
board.

- (inserting name of school) and shall possess all the powers, and perform all the duties and be subject to all the liabilities conferred and imposed by this Act on the trustees of public schools.

(14)

- (14) Until a consolidated school is established, the board of trustees of the consolidated school section shall have the management and control of each of the schools in the territory consolidated, and shall have, and may exercise and perform with respect to every such school, the powers and duties theretofore vested in the board of public school trustees having the control and management of the school.
- (15) The board of trustees of a consolidated school, with the approval of the Minister, may sell and dispose of the schoolhouses and other school property in the territory consolidated, and the proceeds thereof shall be applied in accordance with the terms of the agreement or award referred to in subsection 4.
- (16) Subject to the Regulations, the board of trustees of a consolidated school section may provide for the conveyance of pupils to and from school and for the cost thereof as part of the cost of maintenance of the school.
- (17) The board of trustees, with the approval of the Minister, may select a name for the school.
- (18) The plans of any consolidated school building and the selection of a site therefor shall in every case be subject to the approval of the Minister.
- (19) For the purposes of the legislative grant for public and separate school purposes and of the county grant provided for in section 92 every consolidated school shall be deemed to be a rural school.
- (20) Regulations may be made in the manner provided by *The Department of Education Act*, providing—
- (a) for the form of agreement for the establishment of a consolidated school and the manner in which, and the persons by whom the same shall be executed or authenticated;
- (b) for the procedure at any school meeting called for the approval of such agreement or on taking a vote of the ratepayers;

- (c) for plans and specifications of consolidated school buildings and outbuildings connected therewith;
- (d) for the number of teachers to be employed and the rooms and other accommodation and school supplies to be furnished in each school;
- (e) for equipment and appliances to be provided in the school;
- (f) for the apportionment and payment of any sums appropriated by the Legislature for consolidated school purposes, and the application thereof to the purchase of a site and the erection of school buildings thereon and the expenses of providing means of transportation for pupils to and from school;
- (g) for giving such directions as may appear to be necessary to carry out the provisions of this Act relating to the election of trustees and the holding of meetings, and for the guidance of returning officers, chairmen and other officers and persons charged with any duty respecting the same, and for modifying or altering any provision of this Act or of *The Public Schools Act* relating to such elections or meetings when the same appear to be inconvenient or impracticable, and for making due provision for circumstances which are not provided for or contemplated by this Act.

Chairman
of board.

- (21) The trustees of a consolidated school section at their first meeting and at the first meeting in each year thereafter for which an election has been held shall elect a chairman.

Election of
chairman.

- (22) The secretary of the board, or in the case of the first meeting of the board a person appointed by the Inspector for that purpose, who shall be a ratepayer in the consolidated school section, shall preside at such election, and in case an equal number of votes shall be given for two or more candidates he shall give a casting vote.

Grants to
schools in
sections
having
extended
areas.

3. Where the boundaries of a school section are extended so as to include territory in which children reside who are entitled to attend the school and whose place of residence is at

at a greater distance than three miles by the nearest highway from the school, the Minister may, subject to the regulations, make grants out of the appropriation for consolidated schools for the transportation of pupils and for the erection of school buildings, where, in the opinion of the Minister, such transportation and school buildings have become necessary by reason of such extension.

4. Where two or more schools have been established in a school section and the board of trustees of the section, by resolution, approved of by the ratepayers at a meeting specially called for that purpose, signify their desire to establish a centrally located school in place of the schools theretofore maintained in the section, the Minister may authorize the establishment of a school in a location approved of by him and in conformity with the regulations, and may direct that such school shall, for the purposes of sharing in any grant made under the authority of section 16 of *The Public Schools Act* as amended by this Act, and for the purposes of sharing in any county or township grant made under sections 92 and 93 of *The Public Schools Act*, be deemed to be a consolidated school.

Consolidation of schools in one section.

5. Where the council of a township has passed or hereafter passes a by-law under subsection 1 of section 15 of *The Public Schools Act*, for the formation of a union school section and the school established or to be established in the section requires the employment of two or more teachers and it is necessary to provide means of transportation for the pupils of the school, the Minister, subject to the Regulations, and upon the application of the board of trustees of the union school section approved of by the ratepayers as provided in subsection 3 of section 16 of *The Public Schools Act* as amended by this Act, may declare the union school section to be a consolidated school section, and thereafter the said section shall apply thereto as if the union school section were a consolidated school section established by agreement under subsection 1 of the said section.

Union school section may become consolidated school section.

6. Section 96 of *The Public Schools Act* is repealed and the following substituted therefor:

Rev. Stat., c. 266, s. 96

96. Subject to the provisions of *The Consolidated Schools Act*, the provisions of sections 92 to 94 shall apply to consolidated schools, but the amount of the township grant provided for by section 93 shall not be less than the total amount which was paid to the boards of trustees of the school sections included in the consolidated school section before

Township and county grant to consolidated school.

the sections were consolidated, and if more teachers are employed in the consolidated school than were employed in the school sections, the grant shall be as for a principal teacher for each school consolidated, and as for an assistant teacher for each teacher in excess of the number of teachers employed in the sections at the time when consolidation took place.

Commence-
ment of
Act.

7. This Act shall come into force and take effect on the day upon which it receives the Royal Assent.

CHAPTER 76.

An Act to render Farmers' Wives and Daughters
Eligible as Members of School Boards.*Assented to 24th April, 1919.*

HIS MAJESTY, by and with the advice and consent of
the Legislative Assembly of the Province of Ontario,
enacts as follows:—

1. This Act may be cited as *The Women's Rural School Board Qualification Act, 1919.* Short title.

2. Subsection 3 of section 49 of *The Public Schools Act* Rev. Stat. c. 266, s. 49, subs. 3, repealed. is repealed and the following substituted therefor:

(3) The persons qualified to be elected trustees shall be Qualifica-
tion of such persons as are British subjects, of the full trustees in age of twenty-one years, not disqualified under rural this Act and who are sections.

(a) resident ratepayers or resident farmers' Rev. Stat. c. 192. sons within the meaning of *The Municipal Act*, or

(b) the wives and daughters of farmers assessed Rev. Stat. c. 195. as owners and actual occupants of farms within the meaning of *The Assessment Act* where such wives and daughters are resident on farms with their husbands or fathers,

and no person not so qualified shall be elected or competent to act as trustee.

CHAPTER 77.

An Act respecting Compulsory School Attendance.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title. **1.** This Act may be cited as *The School Attendance Act, 1919.*

Inter-pretation. **2.** In this Act—

"Inspector," (a) "Inspector" shall mean inspector of public or separate schools;

"Principal," (b) "Principal" shall mean head teacher of a public or separate school;

"Regulations," (c) "Regulations" shall mean regulations made under the authority of *The Department of Education Act* or of this Act;

"School." (d) "School" shall mean public or separate school.

School attendance required. **3.** Every child between eight and fourteen years of age shall attend school for the full term during which the school of the section or municipality in which he resides is open each year, unless excused for the reasons hereinafter mentioned.

Duty of person in loco parentis. **4.** A person who has received into his house another person's child under the age of fourteen, who is resident with him or in his care or legal custody, shall be subject to the same duty with respect to the instruction of the child during such residence as a parent, and shall be liable to be proceeded against as in the case of a parent if he fails to cause such child to be instructed as required by this Act, but the duty of the parent under this Act shall not be thereby affected or diminished.

5.—(1) A parent, guardian or other person shall not be liable to any penalty imposed by this Act in respect of a child if,—

- (a) The child is under efficient instruction in reading, spelling, writing, grammar, geography and arithmetic;
- (b) The child is unable to attend school by reason of sickness or other unavoidable cause;
- (c) There is no public or separate school which the child has the right to attend within two miles measured by the nearest highway from such child's residence, if he is under ten years of age, or within three miles if he is over that age, and transportation is not provided by the school board for the children going to and from the public or separate school of the section or municipality;
- (d) There is not sufficient accommodation in the school which the child has the right to attend;
- (e) The child has been excused as hereinafter provided by the school attendance officer, or by a Justice of the Peace, or by the principal of the public or separate school which the child is entitled to attend; or
- (f) The child has passed the university matriculation examination in Arts, or has completed the examination for admission to the normal schools or a course which gives him an equivalent standing.

(2) The fact that a child is blind or deaf shall not be deemed an unavoidable cause within the meaning of clause b of section 5 if the child is a fit subject for admission to the Ontario School for the Blind or the Ontario School for the Deaf.

(3) The provincial school attendance officer may inquire as to the instruction given to any child who is not attending school or as to any other reason or excuse for non-attendance of a child at school, and as to the general educational proficiency of such child, and the other circumstances of the case, and may by order in writing signed by him, determine whether or not the child shall be exempt from school attendance, and if he deems the instruction given to the child is

inadequate

inadequate, or that there is no valid reason why the child should not attend school, he may by such order direct that the child shall attend school, and thereafter, and so long as such order remains in force, the child shall not be excused from school attendance under the provisions of subsection 1 of this section.

Children attending school before eight years of age.

(4) Where a child over five years of age but under eight has been enrolled as a pupil in a public or separate school, the provisions of this Act shall apply during the school term for which the child is enrolled as if he was of an age between the ages of eight and fourteen.

Employment of children during school hours.

6.—(1) Except as provided by subsection 2, no child under the age of fourteen years shall be employed by any person during school hours, and any person who employs a child in contravention of this section shall incur a penalty not exceeding \$20.

Certificate authorizing employment.

(2) Where in the opinion of the school attendance officer or of a justice of the peace, or of the principal of the school attended by any child, the services of such child are required in husbandry, or in urgent and necessary household duties, or for the necessary maintenance of such child or of some person dependent upon him, the school attendance officer, justice of the peace or principal may by certificate setting forth the reasons therefor, relieve such child from attending school for any period not exceeding six weeks out of each school term so long as such child is required in any occupation stated in the certificate.

Appointment and duties of provincial officer.

7. The Lieutenant-Governor in Council may appoint an officer, to be known as the provincial school attendance officer, whose duty it shall be, under the direction of the Minister, and subject to the regulations, to superintend and direct the enforcement of this Act and in that behalf to perform such duties and exercise such powers as may be prescribed by this Act and the regulations.

Provincial officer acting as trustee.

8. Where it appears to the Minister that in any territory without municipal organization or in unsurveyed territory school trustees are not providing accommodation for the children entitled to attend school, or have neglected or failed to raise the necessary funds for the establishment and maintenance of a school, or have in other respects failed to comply with *The Public Schools Act* and the regulations, or that the election of trustees has been neglected and no regular board of trustees is in existence, the Minister may by commission under his hand authorize and direct the Provincial School Attendance Officer to do all things, and exercise all powers which may be necessary for the establishment and

maintenance

Rev. Stat., c. 266.

maintenance of a school, the erection of school buildings and providing accommodations, the opening and conducting of a school, the assessing and levying of all sums of money required for school purposes, and generally whatever may be required for the purpose of establishing, maintaining and conducting a school in accordance with *The Public Schools Act* and the Regulations, and thereupon the Provincial School Attendance Officer shall have and may exercise and perform with regard to all matters set forth in the commission, all the authority, powers and duties vested in, and to be performed by a board of school trustees under *The Public Schools Act* and the Regulations.

Rev. Stat.,
c. 266.

Rev. Stat.,
c. 266.

9.—(1) The Board of Education, or public school board, or separate school board in every urban municipality shall appoint a school attendance officer or two or more school attendance officers for the enforcement of this Act.

Appointment
of officers of
school
boards.

(2) A school attendance officer shall, for the purposes of this Act, be vested with the powers of a peace officer and shall have authority to enter factories, workshops, stores, shops and all other places where children may be employed or congregated and shall perform such services as may be necessary for the enforcement of this Act.

Powers
as a
peace
officer.

(3) The council of every township shall appoint a school attendance officer or two or more school attendance officers who shall have the same powers and perform the same duties as a school attendance officer in an urban municipality, but the appointment of a school attendance officer by the council of a township shall not affect the powers and duties of a school attendance officer heretofore appointed by the board of public school trustees of a school section or by a rural separate school board.

Appointment
by township
council.

(4) The board of school trustees of a school section in territory without municipal organization and a board of school trustees in unsurveyed territory may appoint a school attendance officer.

In unorga-
nized or
unsurveyed
territory.

(5) Where the council of a county has heretofore appointed a truant officer under the provisions of *The Truancy Act*, such truant officer shall be the school attendance officer for the county, and it shall not be necessary for any urban school board or township council to appoint a school attendance officer for any part of the county in which the officer appointed by the county council acts.

Truant
officer.

(6) The municipality or school corporation appointing a school attendance officer may make rules not inconsistent with the provisions of this Act or the regulations for the direction of such officer.

Notice of
appointment.

(7) Notice of every appointment made under this section shall be given by the appointing body to the provincial school attendance officer and to the inspector, and in case of an appointment by the council of the township, to every public and separate school board of the township.

Women
may be
appointed.

(8) A woman shall be eligible for appointment as a school attendance officer.

Monthly
report.

(9) Every school attendance officer shall report monthly to the body appointing him and annually to the provincial school attendance officer, according to the form provided by the regulations.

To act
under in-
spector
and pro-
vincial
officer.

(10) A school attendance officer shall perform his duties under the direction of the inspector, and shall at all times carry out the instructions and directions of the provincial school attendance officer.

Clerk to
furnish
secretary
of board
with list
prepared
under
Rev. Stat.,
c. 195, s. 33,
subs. 1.

10. The clerk of the municipality shall furnish to the secretary of every public and separate school board in the municipality the particulars recorded in the book prepared by the assessor under subsection 1 of section 33 of *The Assessment Act* as to children whose parents or guardians are supporters of the schools under the control of the board.

Inquiries
as to
non-at-
tendance
and notice
to parents,
etc.

11. Every school attendance officer shall examine into every case of non-compliance with this Act within his own knowledge or when requested so to do by the inspector, or by a principal of a school, a teacher, or a ratepayer, and shall warn children not attending school in compliance with this Act and their parents and guardians, in writing of the consequences of such non-compliance, and shall also give notice in writing to the parents, guardian or other person having the authority or control of a child between the ages of eight and fourteen years who is not attending school as required by this Act, to cause the child to attend school forthwith.

Liability
of parents.

12.—(1) A parent, or guardian or other person having the charge or control of any child between the ages of eight and fourteen years, who neglects or refuses to cause such child to attend school unless such child is excused from attendance as provided by this Act, shall incur a penalty of not less than \$5 nor more than \$20.

Requiring
bond for
attend-
ance.

(2) The court may, instead of imposing a penalty, require a person convicted of an offence under this section to give a bond in the penal sum of \$100, with one or more sureties to be approved by the court, conditioned that the person convicted shall, after the expiration of five days, cause the child to attend school as required by this Act.

13. Proceedings against a parent, guardian or other person having the charge or control of a child, or against any other person violating any of the provisions of this Act shall be instituted by the school attendance officer. Proceedings to be taken by officers.

14.—(1) The teacher or the principal of every public, separate and technical school shall, once in each month of the school year, report to the school attendance officer of the municipality or section in which the school is situated, the names, ages and residences of all pupils on the school register who have not attended the school as required by this Act, together with such other information as the school attendance officer may require for the enforcement of the provisions of this Act. Report by teacher on non-attendance.

(2) The teacher or principal as the case may be, shall forthwith report to the school attendance officer every case of expulsion. Report on expulsion.

(3) Where there is no school attendance officer and a child has failed to attend school or has attended so irregularly as in the opinion of the inspector to necessitate special action, the inspector shall notify the parents or guardian of the child of the provisions of this Act. Where there is no school attendance officer.

(4) The non-attendance or irregular attendance of the child shall be ascertained by the teacher of the school which the child should attend by reference to the school register and to the particulars from the list prepared under subsection 1 of section 33 of *The Assessment Act* transmitted by the clerk of the municipality to the secretary of the board, and the teacher shall report such non-attendance or irregular attendance to the inspector. How non-attendance or irregular attendance ascertained.

(5) It shall be the duty of the inspector, when inspecting every school in his inspectorate, to see that the duties of the school attendance officer are properly performed and that the provisions of subsections 3 and 4 of this section are complied with and to report any breach thereof to the Department of Education. Duty of Inspector.

15. Where any of the provisions of this Act are violated by a corporation, proceedings may be had against every officer or agent of the corporation who is a party to such violation, and such officer or agent shall be subject to the same penalties as any other person similarly offending. Violations of Act by corporations.

16. Every person and officer charged with the duty of enforcing any provision of this Act who neglects to perform the duty imposed upon him shall incur a penalty not exceeding \$10 for each offence. Penalty for neglecting to enforce Act.

Recovery
of pen-
alties.
Rev. Stat.,
c. 90.

Convic-
tions not
to be
removed.

17. The penalties imposed by this Act shall be recoverable under *The Ontario Summary Convictions Act*.

18. A conviction or order made in any matter arising under this Act shall not be removed either at the instance of the Crown or of any private person into the Supreme Court.

Onus of
proof of
age of
child.

19. Where a person is charged with an offence under this Act in respect to a child who is alleged to be within the ages of eight and fourteen years and the child appears to the court to be within such ages the child shall, for the purposes of this Act, be deemed to be within such ages unless the contrary is proved.

Children
of separate
school
supporters.

20.—(1) Nothing herein shall be held to require the child of a Roman Catholic who is a separate school supporter to attend a public school or to require the child of a public school supporter to attend a Roman Catholic separate school.

Absence
on holy
days ex-
cused.

(2) No penalty shall be imposed in respect to the absence of a child from school on a day regarded as a holy day by the church or religious denomination to which such child belongs.

Regula-
tions.

21. Regulations may be made in the manner provided by *The Department of Education Act*—

Qualifica-
tion and
duties of
officers.

(a) Prescribing the duties and qualifications of the provincial school attendance officer and of school attendance officers, inspectors, and other officers acting under this Act;

Notices
and
returns.

(b) Respecting the notices to be given and the returns to be made under this Act and the time and manner of giving or making the same;

Forms.

(c) Prescribing the forms to be used under this Act;

General.

(d) Generally for the better carrying out of the provisions of this Act.

Rev. Stat.,
c. 274 and
amend-
ments,
repealed.

22. *The Truancy Act*, being chapter 274 of the Revised Statutes of Ontario, sections 62 and 63 of *The Statute Law Amendment Act, 1914*, and sections 52, 53 and 54 of *The Statute Law Amendment Act, 1917*, are repealed.

Commence-
ment of Act.

23. This Act shall come into force and take effect on from and after the 1st day of January, 1920.

CHAPTER 78.

An Act respecting the School Attendance of Adolescents.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Adolescent School Attendance Act, 1919.* Short title.

2. In this Act,—

Interpretation.

- (a) "Adolescent" shall mean a person of either sex "Adolescent." who is not more than eighteen years of age, and who is exempted from school attendance under 9 Geo. V., c. 77. *The School Attendance Act, 1919;*
- (b) "Minister" shall mean Minister of Education; "Minister."
- (c) "Regulations" shall mean regulations made under "Regulations." the authority of *The Department of Education Act* or of this Act.
- (d) "School" shall mean a school organized under "School." *The Public Schools Act, The Separate Schools Act, The Consolidated Schools Act, The Continuation Schools Act, The High Schools Act or The Industrial Education Act.*

3.—(1) Every adolescent between fourteen and sixteen Compulsory attendance from 14 to 16. years of age shall attend school for the full time during which the schools of the municipality in which he resides are open each year unless excused for the reasons hereinafter mentioned.

(2) The obligation to attend school under this section Exceptions. shall not apply to any adolescent if—

- (a) He is unable to attend school by reason of sickness, infirmity, or other physical defect;

(b)

(b) He is employed on the authority of a home permit or of an employment certificate as hereinafter provided;

(c) He has passed the matriculation examination of an approved university or has completed, to the satisfaction of the Department of Education, a course of study which may be regarded as the equivalent of the requirements of such examination, or

(d) He is in attendance at some other educational institution approved by the Minister.

Home permits.

4.—(1) Where, in the opinion of the school attendance officer, the services of an adolescent between fourteen and sixteen years of age are required in any permitted occupation in or about the home of his parent or guardian, he may be granted by an attendance officer, on the written application of his parent or guardian, a home permit to engage in such services.

Employment certificates.

(2) Where, in the opinion of the school attendance officer, the services of an adolescent between fourteen and sixteen years of age are required in some permitted gainful occupation for the necessary maintenance of such adolescent or some person dependent upon him, he may be granted by an attendance officer, on the written application of his parent or guardian, an employment certificate to engage in such services.

Hours during which employment prohibited.

5. No adolescent between fourteen and sixteen years of age shall be employed by any person during the hours from 8 a.m. to 5 p.m., unless he holds a home permit, or an employment certificate, as provided for in section 4 of this Act.

Part-time courses between 14 and 16.

6. Every adolescent between fourteen and sixteen years of age who holds either a home permit or an employment certificate, shall attend part-time courses of instruction, approved by the Minister, for an aggregate of at least 400 hours each year, distributed as regards times and seasons as may best suit the circumstances of each locality, when such part-time courses of instruction are established in the municipality in which he is employed.

Between 16 and 18.

7.—(1) Unless excused for reasons hereinafter mentioned, every adolescent between sixteen and eighteen years of age shall attend part-time courses of instruction, approved by the Minister, for an aggregate of at least 320 hours each year, distributed as regards times and seasons as may suit the circumstances of each locality, when such courses of instruction are

are established in the municipality in which he resides or is employed.

(2) The obligation to attend part-time courses of instruction under this section shall not apply to any adolescent if—

- (a) He is unable to attend such courses by reason of sickness, infirmity, or other physical defect;
- (b) He has passed the matriculation examination of an approved university or has completed, to the satisfaction of the Department of Education, a course of study which may be regarded as the equivalent of the requirements of such examination;
- (c) He is in full-time attendance at a public or a separate school, a high school, a university, or other school approved by the Minister;
- (d) He is shown to the satisfaction of the public school inspector in the municipality in which he resides to have been, up to the age of sixteen, under full-time instruction in a school recognized by the Department of Education as efficient, or under suitable and efficient full-time instruction in some other manner.

8. No adolescent between sixteen and eighteen years of age in a municipality in which part-time courses of instruction approved by the Minister are maintained shall be employed by any person unless he holds either a school dismission card or a school registration card to be issued as provided in the regulations.

9. On and after such date as may be fixed by the Lieutenant-Governor by proclamation, every urban municipality with a population of 5,000 and over shall, and any other municipality or school section may, through the authorities hereinafter named, establish and maintain part-time courses of instruction for the education of adolescents between fourteen and eighteen years of age.

10. The subjects of the courses of study for adolescents shall be selected from those prescribed by the Department of Education for the public and separate schools; the high schools; the art, industrial, and technical schools and classes; the commercial high schools and the commercial departments of the high schools; and the agricultural and household science departments in high schools.

11.—(1) Subject to the regulations of the Department of Education courses for adolescents in the public and separate schools

schools respectively, shall be provided by and shall be under the control of the boards of said schools, and those in the continuation schools and the high schools shall be provided by and shall be under the control of the boards of said schools.

Courses for
study under
Rev. Stat.,
c. 276.

(2) Where schools or classes have been established under section 4 of *The Industrial Education Act*, the courses of study for adolescents engaged in trades or in industrial or manufacturing occupations, shall be provided by and shall be under the control of the advisory industrial committee.

Advisory
commercial
committee.

(3) In a municipality where there is a commercial high school or a commercial department in a high school, the courses for adolescents engaged in commercial occupations shall be provided by and shall be under the control of the advisory commercial committee.

Hours of
instruction.

12. Classes providing part-time courses of instruction for adolescents shall be in session for the same number of days in each year as the high schools of the province, and such classes shall not open before 8 a.m. nor close later than 5 p.m.

Inspection.

13. The part-time courses for instruction for adolescents shall be subject to such inspection as the Minister may prescribe.

Suspension
of
employment
during
hours of
instruction.

14. The employment of any adolescent who is under an obligation under this Act to attend part-time courses of instruction shall be suspended on any day when his attendance at such courses is required, not only during the period for which he is required to attend the courses, but also for such additional time as is necessary for him to travel to or from the school where instruction is given.

Time of
instruction
included
in legal
hours of
employment.

15. The time spent by an adolescent in attendance at part-time courses of instruction shall be reckoned as a part of the number of hours per day or per week that such adolescent may be lawfully employed.

Offences
and
penalties.

16.—(1) Every person who—

(a) Employs an adolescent who does not hold either
(i) a home permit or an employment certificate
as defined in section 4, or (ii) a school dismissal
card or a school registration card as defined in
section 8; or,

(b)

- (b) Employs an adolescent at any time during which his attendance is by this Act required at part-time courses of instruction; or,
- (c) Employs such adolescent for such a number of hours as with the number of hours during which the adolescent is required to attend such courses will exceed in any day or week the number of hours during which such adolescent may be lawfully so employed; or,
- (d) Being a parent or guardian of an adolescent, has conducted to or connived at the failure on the part of an adolescent to attend part-time courses of instruction as required under this Act, or suffers or permits such adolescent, through want of proper care or control, to violate any of the obligations of this Act,

shall incur a penalty not exceeding \$5 for the first offence, and in the case of a second or subsequent offence in relation to the same adolescent or another adolescent, shall incur a penalty not exceeding \$25.

(2) The penalties imposed by this section shall be re-Application of Rev. Stat., c. 90.
coverable under *The Ontario Summary Convictions Act*.

17. The school attendance officer in the municipality in which an adolescent is employed may revoke the home permit, the employment certificate, or the school registration card of an adolescent who fails to attend part-time courses of instruction as required by the provisions of this Act. Revocation of home permits, etc.

18. For the purpose of enforcing this Act, the school attendance officer appointed under *The School Attendance Act, 1919*, shall perform the duties of the school attendance officer named in sections 4 and 17 and shall have the powers and shall perform the duties conferred and imposed upon him by the said Act. Duties of school attendance officer.

19. No penalty shall be imposed in respect to the absence of an adolescent from any part-time course of instruction established under this Act on a day regarded as a holy day by the church or religious denomination to which the adolescent belongs. Absence on holy days.

20. Municipalities maintaining such part-time courses of instruction for adolescents as are approved by the Minister as Application of legislative appropriation.

as to organization, control, location, equipment, courses of study, qualifications of teachers, methods of instruction, conditions of admission, employments of pupils, and expenditures of money, may receive reimbursement from sums appropriated by this Legislature for this purpose or for technical or for agricultural education, in amounts and under conditions prescribed in the regulations.

Rev. Stat.,
c. 275,
repealed.

21. *The Adolescent School Attendance Act*, chapter 275 of the Revised Statutes of Ontario, 1914, is repealed.

Commence-
ment of
Act.

22. This Act shall come into force and take effect on a day to be named by the Lieutenant-Governor by proclamation.

CHAPTER 79.

An Act to confirm an Agreement between the
Toronto Conservatory of Music and Gov-
ernors of the University of Toronto.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of
the Legislative Assembly of the Province of Ontario,
enacts as follows:—

1. The parties to the agreement between the Toronto Con-
servatory of Music, therein and herein called the "Conserva-
tory" of the first part, and the Governors of the University
of Toronto, therein and herein called the "University," of
the second part, a copy of which forms the schedule to this
Act, are hereby respectively authorized to make and execute
the same, and when executed the said agreement is hereby
ratified and confirmed, and declared to be valid and binding
upon the parties, and the bondholders therein named, who
may sign the said agreement, and the parties are hereby re-
spectively authorized to carry out the terms thereof.

2. The transfers, assignments and conveyances and guar-
antees to be executed in pursuance of the said agreement are
hereby confirmed and declared to be valid and binding.

Transfers,
etc., to be
executed
to be
valid.

3. The Governors of the University of Toronto shall have
all necessary powers for the purpose of carrying out the said
agreement, according to its true intent and meaning, and for
the future management and operation of the undertaking of
the conservatory, and for continuing the corporation of the
conservatory and operating and managing its undertaking in
the name of the corporation as a going concern.

Governors
empowered
to carry
out the
agreement.

This agreement made the day of , A.D. 1919.

Between:

The Toronto Conservatory of Music, a Corporation having its Head Office in the City of Toronto, incorporated under The Ontario Companies Act, without share capital, by Letters Patent dated 5th July, 1910, hereinafter called the "Conservatory,"

Of the First Part,

—and—

The Board of Governors of the University of Toronto, hereinafter called the "University,"

Of the Second Part.

Whereas the Conservatory was incorporated to promote the cultivation of the science of music and to give instruction therein, and for the other purposes set out in its charter of incorporation;

And whereas for the purposes of its undertaking, the Conservatory acquired the property and the effects mentioned or referred to in the first part of the Schedule hereto annexed, and is now carrying on its undertaking upon said premises;

And whereas in connection with the acquisition of said property and the carrying on of its undertaking, the Conservatory made an issue of bonds, amounting in all to the sum of \$184,800, and secured the same by Trust Instrument dated January 1st, 1911, which is duly registered in the Registry Division of East Toronto as Number 49127-T;

And whereas there are now outstanding bonds of the said issue amounting to the said sum of \$184,800, and a certain special issue amounting to the sum of \$100,000, has been pledged to the Dominion Bank as security for loans, which has since been paid off but these said bonds are still in the hands of the said Dominion Bank available as security for further loans which have not yet been made;

And whereas the property described in the Schedule hereto, or parts of it, is subject to a mortgage dated the 21st day of February, 1912, to the Trustees of the Toronto General Burying Grounds, and registered in the Registry Division of East Toronto as No. 46937-P, on which the principal unpaid is \$19,000, and also to another mortgage dated the 27th day of April, 1914, to the Guardian Trust Company, Limited, and registered in the said Registry Division as No. 14125-O, on which the principal unpaid is \$12,000;

And whereas the Conservatory, believing that it would advance the cultivation of the science of music and be in the public interests if the ownership, management and control of the undertaking now carried on by the Conservatory were vested in the University, and with the approval of the majority of its members and of its bondholders, offered the same to the University, and the University agreed to take over the same on the terms and conditions herein set out;

Now this agreement witnesseth:

1. For the considerations herein contained the Conservatory will, as soon as this agreement takes effect, request its members to transfer to the University all their rights and interests as such members

members, and respectively to execute and deliver to the University, or to such Trustees therefor as the University may designate, such formal and separate transfers of their respective rights and interests as members of the Conservatory as may be required in order to vest in the University or in such Trustees the entire membership of the Conservatory, and the control thereof through such membership.

2. The Conservatory will, as soon as this agreement takes effect, request its Board of Governors to execute and deliver to the University resignations of their positions as Governors, in order that a new Board, nominated by the University, may be duly elected, such resignations to be used by the University at such meetings and at such times as may be found convenient to carry out the intentions of the resignations and the appointment of the new Board.

3. The Conservatory will, as soon as this agreement takes effect, and at such time and in such manner as the University may decide, whether before or after the appointment of the new Board of Directors, execute and deliver to the University or to Trustees nominated by the University, deeds, assignments, and conveyances of the properties and effects mentioned or referred to in the Schedule hereto, so that the same may become vested in the University or such Trustees, in fee simple, and as the absolute owners thereof, free from all encumbrances except those set out in the second part of the Schedule hereto.

4. The University hereby assumes the liabilities of the Conservatory set out in the second part of the Schedule hereto, and will guarantee to such of the bondholders respectively as sign this agreement as hereinafter provided payment of the principal and interest of their said respective bonds from time to time, as and when the same become payable. When the liability to the Dominion Bank, for which bonds are held in pledge, has been discharged, the bonds pledged shall become the property of the University.

5. Any of the bondholders may sign this agreement and thereby become parties hereto, and when this agreement has been signed by bondholders holding bonds of not less than 51 per cent. of the entire outstanding bonds and when transfers from members constituting not less than 67 per cent. of the entire membership of the Conservatory have been made under clause one hereof, any bondholder may present to the Bursar of the University his bonds to have endorsed thereon the guarantee of the University in the form set out in the third part of the Schedule hereto, or to the like effect, and such guarantee shall be endorsed thereon and signed on behalf of the University by the Chairman, Vice-Chairman or Acting Chairman or Vice-Chairman of the Board of Governors of the University, and by the said Bursar.

6. As it is believed that it will be in the public interests were the undertaking of the Conservatory carried on as a going concern in the name of and by means of the Corporation of the Conservatory though controlled and managed by the University, it is hereby declared that it is the intention of the University to continue the Corporation of the Conservatory and to operate and manage its undertaking in the name of the Corporation as a going concern. but this declaration of intention shall not limit the rights and powers of the University now or hereafter existing under which it may decide to make changes and to promote the cultivation of the science of music and carry out the other objects of the Conservatory in different ways. The University shall be free to make such arrangements with the Conservatory, its successors and assigns, in relation to the carrying out of its objects as the University may from time to time deem best. The University agrees that separate accounts shall, from time to time, be kept of the assets and liabilities relating to or connected with the carrying out of the

the intention of this clause, and that the assets or their proceeds, and any net profits which may result from the operations shall be used only in connection with the purposes aforesaid, and not for other purposes of the **University**.

7. The Government of Ontario shall be requested by the University on its own behalf, and on behalf of the other parties hereto, to promote the passing of an Act of the Legislature of Ontario confirming this agreement, and all transfers, assignments and conveyances and guarantees executed in pursuance hereof, and authorizing the University and the parties hereto to carry out the same according to its true intent and meaning, and conferring upon the University such powers with reference to the same, and to the future management and operation of the undertaking of the Conservatory as the University and the Governors may decide.

8. This agreement shall take effect after it is authorized or confirmed by Act of the Legislature of Ontario and not before. In the meantime, the Conservatory agrees to carry on its undertaking in the usual course, and not to incur liabilities other than in the ordinary course of business, save and except what may be incurred in carrying out the plan mentioned in the eighth paragraph hereof. And the Conservatory agrees not to pay or distribute any monies or assets to or among its members by way of dividend or otherwise.

9. Unless on or before the expiration of six months after this agreement takes effect as aforesaid transfers from members constituting not less than 67 per cent. of the entire membership of the Conservatory have been made under clause one of this agreement, and unless bondholders holding bonds of not less than 51 per cent. of the entire outstanding bonds have signed this agreement and presented their bonds for guarantee under clause five hereof, the University or the Conservatory may at any time thereafter withdraw from this agreement at the expiration of thirty days' written notice, of the intention to withdraw, given by one to the other, and at the expiration of such thirty days' notice this agreement shall cease and become void, but during such thirty days transfers from members may be made and bondholders may sign and present bonds for guarantee, and the deficiencies may be thereby made up and thereupon this agreement shall continue in force.

In witness whereof the said parties have hereunto set their seals under the hands of their proper officers respectively.

Signed, Sealed and Delivered
in the presence of:

Schedule referred to in the annexed agreement dated day
of , 1919, between The Toronto Conservatory of
Music and the Board of Governors of the University of
Toronto.

PART I.

All and singular those certain parcels or tracts of land and premises situate, lying and being in the City of Toronto, in the County of York and more particularly described as follows, that is to say:

Firstly: All and singular that certain parcel or tract of land situate, lying and being in the City of Toronto, in the County of York, being composed of the easterly portion of Lot Number Three situate on the south side of College Street as represented on a plan of the survey of a range of lots fronting on the said street, being a part of Park Lot Number Twelve, prepared by J. G. Chewett, P.L.S., dated 26th day of June, 1831, and filed in the Registry Office for said city, and which said parcel may be more particularly described as follows, that is to say: Commencing on the southerly limit of the said street at a stone monument planted at the north-easterly angle of said Lot Number Three; thence westerly along the southerly limit of said street one hundred and eleven feet six and one-half inches to the centre of the westerly gate post of gateway leading into the premises; thence southerly parallel to the easterly limit of said Lot Three a distance of two hundred and nine feet two inches to the southerly boundary thereof; thence easterly following said southern boundary one hundred and eleven feet six and one-half inches, more or less, to the westerly limit of Queen Street Avenue; thence northerly along the westerly limit of said Avenue two hundred and nine feet two inches, more or less, to the place of beginning.

Secondly: All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Toronto, in the County of York and Province of Ontario, containing by ad-measurement 19,351 square feet, be the same more or less, being composed of the westerly portion of Lot Number Three situate on the south side of College Street according to a plan of part of Park Lot Number Twelve prepared by J. G. Chewett, P.L.S., dated 26th June, 1861, and filed in the Registry Office for the said City of Toronto as Number One, and which said parcel or tract of land and premises may be more particularly known and described as follows, that is to say: Commencing at a point in the southerly limit of said Street, which is distant one hundred and eleven feet six and one-half inches westerly, measured along said limit of the said Street from a stone monument planted at the north-easterly angle of the said Lot Number Three; thence southerly parallel to the easterly limit of the said Lot Number Three a distance of two hundred and nine feet two inches to the southerly boundary thereof; thence westerly along the southerly boundary of the said Lot ninety-two feet five and one-half inches to the fence defining the easterly boundary of the premises formerly owned by the Honourable J. B. Robinson; thence northerly following the said fence defining the said boundary of the said premises two hundred and nine feet two inches to the southerly limit of the said College Street; thence easterly along the said limit of the said Street ninety-two feet two inches to the place of beginning.

Thirdly: All and singular those certain parcels or tracts of land and premises situate, lying and being in the City of Toronto, in the County of York, more fully described as follows, that is to say, being that part of Lot "F" on the north side of Orde Street as shown on plan numbered forty-nine (49) registered in the Eastern Division of the Registry Office for the said City of Toronto, more particularly described as follows:

(a)

(a) Commencing at the intersection of the north side of Orde Street with the west side of Queen Street College Avenue, formerly called College Avenue, then west along the north side of Orde Street seventy-eight feet and six inches (78 ft. 6 in.), more or less, to a point where the said northerly limit of Orde Street is intersected by the production southerly of the centre line of the partition wall between the brick house erected on the land hereby described and the house attached thereto on the westerly side thereof; thence northerly along the said centre line of the partition wall and the production on the said centre line and the prolongation thereof one hundred and seventy feet (170 ft.), more or less, to the southerly limit of the property owned by the said party of the second part; thence easterly along the southerly limit of the said property of the said party of the second part seventy-eight feet six inches (78 ft. 6 in.), more or less, to the westerly limit of said Queen Street Avenue, formerly called College Avenue; thence southerly along the westerly boundary of said Avenue one hundred and seventy feet (170 ft.), more or less, to the place of beginning.

(b) Commencing at a point in the northerly limit of Orde Street at the distance of one hundred and forty-five feet six inches, more or less, measured westerly along said northerly limit from the westerly limit of Queen Street College Avenue; thence north sixteen degrees, west one hundred and nineteen feet three inches (119 ft. 3 in.), more or less, to where a stake has been planted at the distance of fifty feet (50 ft.), measured southerly from the southerly limit of the property formerly owned by the late William Paterson; thence westerly parallel to said southerly limit sixty-one feet (61 ft.), more or less, to the line of a board fence on the westerly limit of the herein described property; thence north fourteen degrees thirty minutes west fifty feet (50 ft.), more or less, to the southerly limit of the property formerly owned by the late William Paterson; thence north seventy-four degrees east one hundred and twenty-seven feet seven inches (127 ft. 7 in.), more or less, along the said southerly limit of the said Paterson's land to a point in the said southerly limit where the same is intersected by the production northerly of the centre line of the partition wall between the brick house built on the property herein described and that built on the property to the east thereof; thence southerly in a straight line to the centre line of the said partition wall at the rear of and between the said brick houses; then still southerly along the centre line of the partition wall and the production thereof southerly to the northerly limit of Orde Street; thence westerly along said northerly limit sixty-seven feet (67 ft.), more or less, to the place of beginning; subject to a right of way heretofore granted to William Munro, his heirs and assigns, from Orde Street over the westerly eight feet six inches (8 ft. 6 in.) of the above-described lands to the depth of one hundred and nineteen feet (119 ft.).

Fourthly: All and singular that certain parcel or tract of land and premises situate, lying and being in the City of Toronto, in the County of York, in the Province of Ontario, and being composed of part of Lot "F" east of Murray Street according to a plan of Park Lot Number Twelve, and registered in the Registry Office for the City of Toronto as Number 55, and which said parcel or tract of land and premises may be more particularly known and described as follows, that is to say: Commencing at a point on the north limit of Orde Street distant one hundred and forty-five feet six inches (145 ft. 6 in.) westerly from University Avenue, formerly called Queen Street College Avenue; thence westerly along the said north limit of Orde Street sixty feet one inch (60 ft. 1 in.); thence northerly parallel to the westerly limit of University Avenue one hundred and nineteen feet three inches (119 ft. 3 in.) to the lands described in Parcel 3 (b) herein; thence easterly parallel to the north limit of Orde Street sixty feet one inch (60 ft. 1 in.); thence southerly parallel to the west limit of University Avenue one hundred and nineteen feet three inches (119 ft. 3 in.) to the place of beginning.

And

And all other lands and premises belonging to the Conservatory on the south-west corner of College Street and University Avenue, together with the whole of the assets, real and personal, of the Conservatory, and the whole undertaking thereof, including the good-will of the same, and also all franchises, rights, privileges, powers, immunities and other corporate and other privileges now held or enjoyed by the said Conservatory.

All furniture, musical instruments and general equipment used by the Conservatory and owned by them, and now situated in their buildings.

PART II.

LIABILITIES.

1. The said mortgages for \$19,000 and \$12,000 mentioned in the said annexed agreement.

2. Any amounts due the bondholders referred to in the annexed agreement.

3. Amounts due teachers who by the usual custom are paid off at the close of every ten week term.

PART III.

FORM OF GUARANTEE.

For valuable consideration the Board of Governors of the University of Toronto hereby guarantee to the holder of the within bond, for the time being, the due payment of the principal thereof on the date when, under the terms thereof, and of the option given to the Conservatory by said bond and the Trust Deed securing the same, the principal will become due, and of the interest thereon at the rate of two per cent. per annum as the same matures.

This guarantee shall enure to the benefit of the present holder of this bond, and of any future holder thereof for the time being.

Signed on behalf of the Board of Governors, the Chairman, Vice-Chairman or Acting Vice-Chairman and Bursar.

Dated this day of , A.D. 1919.

CHAPTER 80.

An Act to amend The Upper Canada College Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. *The Upper Canada College Act* is amended by adding thereto the following section:—

Rev. Stat.,
c. 280, s. 10,
amended.

Assessment
of interest
of party
other than
the College
in land.

- 10a. It is declared that land which has been sold or otherwise disposed of by the College to any person who has the right to re-sell the same, notwithstanding that the College retains, or has acquired or been given any interest therein (including any right of user, or estate legal or equitable) and notwithstanding anything contained in section 10 or the amendments thereto, and land leased by the College to any person or occupied by any person for any purpose not connected with the College shall be assessable against the person to whom such land has been sold or disposed of or agreed to be sold to the extent of the interest of such person in such land, or against such lessee or occupant, in the same way as if the interest of the College was held by some person other than the College and the interest of any person other than the College in such land shall be subject to the charge thereon given by section 94 of *The Assessment Act* and shall be liable to be sold under the provisions of that Act for arrears of taxes accrued against the land.

CHAPTER 81.

An Act to amend The Veterinary College Act.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Veterinary College Amendment Act*. Short title.

2. Section 4 of *The Veterinary College Act* is amended by adding the words “a principal emeritus” after the word “principal” in the second line thereof. Rev. Stat., c. 282, s. 4 amended.

3. Section 7 of *The Veterinary College Act* is amended by adding the following subsections:— Rev. Stat., c. 282, s. 7, amended.

(2) Subsection 1 shall apply only to such students as may have registered prior to November 1st, 1916. Application of subs. 1.

(3) Every student registering after said date shall, upon the successful completion of the course of study, and upon passing the prescribed examinations, and upon satisfactory compliance with the rules and regulations of the college, be granted a diploma by the University of Toronto, conferring the title and degree B.V.Sc., the possession of which shall admit him to all the privileges, rights and standing of a Bachelor of Veterinary Science. Qualification for degree of B.V.Sc.

(a) The Lieutenant-Governor in Council shall appoint ^{Who to ap-} twelve members; and ^{point members.}

(b) The Art Museum, the Ontario Society of Artists, ^{Certain bodies} the Graphic Arts Society, the Applied Art ^{to appoint one} Society, ^{member each.} the Ontario Association of Architects, the Toronto Camera Club, the Womens' Art Association, the Canadian National Exhibition, the Trades and Labour Council of the City of Toronto, the Canadian Manufacturers' Association, and the Senate of the University of Toronto shall each appoint one member.

(3) The members of the council appointed under this ^{Term of office.} Act shall hold office until the 1st day of October, 1924, and until their successors are appointed.

(4) In case a vacancy occurs among the members pro-^{Vacancies.} vided for under clause *a* of subsection 2, the council may, by petition to be presented through the Minister, request the appointment of some person to fill the vacancy.

(5) Where a vacancy occurs amongst the members ap-^{Vacancies.} pointed under clause *b* of subsection 2, the same shall be filled by the body or association which appointed the member whose seat has become vacant.

(6) Every person appointed to fill a vacancy shall hold ^{Term of office} office for the remainder of the term for which the member ^{of members fill-} whose seat he is appointed to fill was appointed. ^{ing vacancy.}

(7) If a member of the council absents himself from ^{Vacating seat} three consecutive meetings without being authorized by reso- ^{for absence.} lution, entered upon the minutes, he shall *ipso facto* vacate his seat.

7. If a corporation or association whose representation is ^{Failure to} provided for in subsection 2 of section 6, does not avail itself ^{appoint repre-} of the right to make an appointment or fill a vacancy after ^{sentatives.} notification thereof by the council, or if any such corporation or association ceases to exist, the members of the council then in office may elect other representatives of art interests in their place and stead who are not members of any corporation or association whose representation is provided for in subsection 2 of section 6.

8. The first appointments to the council to be made under ^{Dates when} this Act shall be made before the 1st day of October, 1919. ^{appointments} and thereafter appointment shall be made during the month ^{to be made.} of September in every year commencing with the year 1924.

First meeting
of Council.

9. The first meeting of the Council appointed under this Act shall be called by the present Council for the purposes of organization and to conduct the regular business of the College, and notice of the meeting shall be given at least five days prior thereto by registered post to each member appointed under subsection 2 of section 6.

Meetings.

10. The Council shall meet at least four times in every year, and one of such meetings, to be called the annual meeting, shall be held in the month of November, upon such date as may be fixed by the by-laws of the Council.

Quorum.

11. Seven members of the Council shall form a quorum.

Officers.

12. The Council shall elect at its annual meeting from among its members a Chairman, Vice-Chairman, and an Honorary Treasurer.

Who to
preside.

13. The Chairman, or in his absence the Vice-Chairman, shall preside at all meetings, and if neither the Chairman or Vice-Chairman is present, the members present shall choose a Chairman of the meeting from among themselves.

Control of
college.

14. The Council shall have the control and government of the College and shall appoint a principal, staff and servants, and shall fix their remunerations and determine their duties.

Principal to
be chief execu-
tive officer.

15. The Principal of the College shall be the chief executive officer, and subject to the regulations of the Council shall control the organization and management of the College.

Council to
appoint audi-
tors

16. At its annual meeting the Council shall appoint for the ensuing year one or more auditors, who shall be chartered accountants, and whose duties shall be to examine all books, accounts and vouchers of the Council and report on them at the next annual meeting.

Diplomas and
certificates.

17. Subject to the by-laws of the Council determining the courses of study and examinations, the Council may confer upon students of the College the diploma of "Associate of the Ontario College of Art," and the right to affix the letters A.O.C.A. after their names and may also issue other certificates of proficiency as may be provided for by the by-laws.

Affiliation with
University.

18. The College may be affiliated with the University of Toronto and in that case may make such arrangements as may be considered expedient for the use of common instruction and the granting of a degree or degrees.

19. The Council may arrange with the Department of ^{Arrangements with Department of Education.} Education of Ontario for courses and examinations for teachers of art and supervisors of art instructors in the schools of the Province.

20. The Council may make by-laws providing for: By-laws.

(a) the dates at which meeting shall be held; Date of meetings.

(b) the conduct of meetings and the establishment of ^{Procedure.} committees and the conduct of their business;

(c) prescribing the courses of study and examination and ^{Courses of study, fees, etc.} the fees payable by students;

(d) regulations for the awarding of diplomas and other ^{Diplomas.} certificates of the College;

(e) the establishment of scholarships and the exhibition ^{Scholarships and exhibitions of work.} of the work of the students, and generally to do all things necessary for carrying out the true object and intent of the College.

21. The corporation of any municipality may make ^{Grants from municipalities.} grants in aid of the College of such sums as the council of the municipality may deem expedient, and may make provision for the maintenance of pupils at the College who reside in or are the children of residents of the municipality.

22. The Council may purchase, acquire, take by gift, ^{Powers to hold or dispose of property.} devise or bequest and hold such real and personal property as it may deem necessary for the purposes of the College, and may mortgage, sell and otherwise dispose of the same as occasion may require.

23. *The College of Art Act*, being Chapter 284 of the ^{Rev. Stat., c. 284, repealed.} Revised Statutes of Ontario, 1914, is repealed.

24. This Act shall come into force and take effect upon ^{When to take effect.} the day upon which it receives the Royal Assent.

CHAPTER 83.

An Act to amend the Acts relating to
Public Institutions.*Assented to 24th April, 1919.*

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title. **1.** This Act may be cited as *The Public Institutions Amendment Act, 1919.*

Rev. Stat.,
c. 295, s. 4,
repealed. **2.** Section 4 of *The Hospitals for the Insane Act* is repealed, and the following substituted therefor:—

Names of
hospitals
for insane **4.** Such hospital shall be called "The Ontario Hospital, Toronto," or "The Ontario Hospital, London," or as the case may be.

Rev. Stat.,
c. 301,
amended. **3.** *The Prisons and Public Charities Inspection Act* is amended by striking out the words "Hospital for the Insane" wherever the same appear, and inserting in lieu thereof the words "Ontario Hospital."

5 Geo. V.,
c. 54,
amended. **4.** *The Reception Hospitals for the Insane Act* is amended by striking out the words "for Insane" wherever the same appear following the words "Reception Hospital."

4 Geo. V.,
c. 55,
amended. **5.** *The Hospital for Epileptics Act* is amended by striking out the words "Hospital for Epileptics" wherever the same appear and inserting in lieu thereof the words "Ontario Hospital, Woodstock."

Rev. Stat.,
c. 300, s. 2,
amended. **6.** Section 2 of *The Hospitals and Charitable Institutions Act* is amended by adding the following clause:—

Grant to
Home for
Incurables. "(e) For every Home for Incurables a per diem rate fixed from time to time by the Lieutenant-Governor in Council upon the basis of the number of days' actual treatment and stay of each patient admitted to or being within the Home."

7. Section 6 of *The Hospitals and Charitable Institutions Act* is amended by striking out subsection 2 and substituting therefor, the following:—

Rev. Stat.,
c. 300, s. 6,
amended.

- (2) Every person admitted to or being within such hospital who pays, or for whom there is paid to such hospital from any source other than the public funds or money of Ontario or of a municipal corporation, a weekly sum in excess of \$8.75 shall be deemed a paying patient. This subsection shall have effect as from the 12th day of April, 1917.

Who to be
deemed
paying
patients.

8. Subsection 1 of section 23 of *The Hospitals and Charitable Institutions Act* is amended by inserting at the end thereof the following words:—

Rev. Stat.,
c. 300,
s. 23, subs. 1,
amended.

“But where such indigent is at the time of admission an inmate of any county institution or any institution managed, maintained or controlled by the corporation of the county, that corporation shall be liable for such charges and expenses.”

9. Section 5 of *The Andrew Mercer Reformatory Act* is repealed and the following substituted therefor:

Rev. Stat.,
c. 288, s. 5,
repealed.

5. The Lieutenant-Governor in Council may make regulations for the management and discipline of the Reformatory and for prescribing the duties and conduct of the superintendent and officers and servants employed therein, which may include as part of the work thereof the visiting from time to time in the Province of paroled and discharged inmates, with a view to continuing and prolonging the work of reformation through friendly and voluntary assistance and as to the diet, clothing, maintenance, employment, classification, instruction, discipline, correction, punishment and reward of persons detained therein.

Regulations.

10. *The Andrew Mercer Reformatory Act* is amended by adding thereto the following section:—

Rev. Stat.,
c. 288,
amended.

23. Where an inmate at any time after admission is reported by the physician of the reformatory as being a mental defective and unable, for this reason, to take care of herself, if discharged from the reformatory, such inmate may be transferred to a suitable institution for care and training, under warrant signed by the inspector and the Inspector of Feeble-Minded.

Mental and
defected
inmate may
be
transferred.

Rev. Stat.,
c. 290,
s. 4, re-
pealed.

11. Section 4 of *The Houses of Refuge Act* is hereby repealed, and the following substituted therefor:—

Approval
of site
and plans
of house of
refuge.

4. A House of Refuge shall not be erected until the site and plans of the buildings have been approved in writing by one of such inspectors, and no change in the site, and no sale or disposal of any portion thereof and no structural alteration in the building shall be made until the like approval has been given.

Rev. Stat.,
c. 291, s. 14,
amended.

12. Section 14 of *The District Houses of Refuge Act* is amended by striking out the words “at the rate of 7 cents per day” in the third line thereof and substituting therefor the words “at a per diem rate fixed from time to time by the Lieutenant-Governor in Council.”

Rev. Stat.,
c. 298,
s. 16, ss. 1,
amended.

13. Subsection 1 of section 16 of *The Sanatoria for Consumptives Act* is amended by striking out the words “a sum at the rate of not exceeding \$3.50 per week for each patient.” in the sixth line thereof and substituting therefor the words, “a per diem rate fixed from time to time by the Lieutenant-Governor in Council, upon the basis of the number of days’ actual treatment and stay of each patient admitted to or being within the hospital.”



CHAPTER 84.

An Act respecting Industrial Refuges for Females.

Assented to 24th April, 1919.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Females Refuges Act*, Short title. 1919.

2. In this Act,

Interpreta-
tion.

“Industrial Refuge” shall mean an institution for the care of females, designated by the Lieutenant-Governor in Council as an institution to which females may be committed under this Act; “Industrial
Refuge.”

“Inspector” shall mean the inspector designated by the Minister under *The Prisons and Public Charities Inspection Act*, to whom is assigned the duty of inspecting institutions under this Act; “Inspector.”

“Minister” shall mean the member of the executive council charged for the time being with the administration of this Act; “Minister.”

“Judge” shall include Judge of the Supreme Court, Judge of a County or District Court, and a Police Magistrate; “Judge.”

“Superintendent” shall mean matron or other person in charge of an industrial refuge. “Superin-
tendent.”

3.—(1) Any female between the ages of fifteen and thirty-five years, sentenced or liable to be sentenced to imprisonment in a common gaol by a judge, may be committed to an Industrial Refuge for an indefinite period not exceeding two years. Commit-
ment of
females to
industrial
refuges.

And of
inmates of
Industrial
schools.

(2) An inmate of an Industrial School for Girls may be transferred on warrant signed by the Inspector to an Industrial Refuge, there to be detained for the unexpired portion of the term of imprisonment to which she was sentenced or committed.

Religion of
inmates.

(3) No Protestant female shall be committed or transferred under this Act to a Roman Catholic institution and no Roman Catholic female shall be committed or transferred to a Protestant institution.

Release
of inmates
on parole.

4.—(1) The inspector may at any time order the release on parole of any prisoner upon such conditions as may be deemed proper.

Re-taking
inmates on
breach of
conditions
of parole.

(2) Every parole granted to a prisoner shall be conditional whether so expressed or not and a person who fails to observe the conditions of parole may be taken into custody on warrant signed by the Inspector of Prisons and Public Charities and may be returned to the Industrial Refuge.

Record of
conduct.

(3) A correct record of the conduct of the inmates of the Industrial Refuge shall be kept with a view to permitting any inmate to be released on parole by the inspector.

Discharge
by order of
Lieutenant-
Governor.

5. The Lieutenant-Governor may at any time order that any person who has been committed or transferred to an Industrial Refuge shall be discharged.

Transfer to
gaol or
reformatory.

6. The inspector may direct the removal of any inmate who proves unmanageable or incorrigible from an Industrial Refuge to a common gaol or to the Andrew Mercer Ontario Reformatory for Females.

Female
bailiff to
make
transfer.

7. Any female bailiff to whom the warrant of the police magistrate or the inspector is directed may convey to the Industrial Refuge named in the warrant the person named therein and deliver her to the superintendent.

Recapture of
escaped
inmates.

8. An inmate who escapes from an Industrial Refuge may be again arrested without any warrant by any peace officer and returned to the Refuge.

Examina-
tion of
persons in
custody.

9.—(1) A legally qualified medical practitioner having the care of the health of the inmates of an Industrial Refuge shall examine all inmates within three days after their admission to the Refuge and every six months thereafter.

(2) The superintendent shall forward to the inspector, the medical practitioner's reports of every inmate within three days after the examination as prescribed by subsection 1. Certificate to be forwarded to Inspector.

10.—(1) The Lieutenant-Governor in Council may appoint a board comprised of three persons as follows: The inspector and two legally qualified medical practitioners. Appointment of a board.

(2) The board shall review findings of the medical practitioner as provided for in sec. 9 and for such purposes may examine inmates and shall have access to all institutional records pertaining to the persons brought before them. Powers of the board.

(3) The board may make such recommendations to the inspector with respect to all inmates examined as aforesaid as may be deemed proper. Board may make recommendations to Inspector.

(4) The inspector, upon recommendation of the board may direct the removal of any feeble-minded inmate to the Hospital for Feeble-Minded. Inspector may transfer inmates to hospital for feeble-minded.

(5) The inspector upon recommendation of the board may direct the removal of any inmate who is suffering from venereal disease to a hospital for proper treatment. Inspector may transfer inmates to a general hospital.

(6) The corporation of the municipality in which an inmate transferred to an hospital receiving aid was at the time of commitment resident, shall be liable for the maintenance of the said inmate and the provisions of *The Hospital and Charitable Institutions Act* with respect to maintenance are hereby made applicable thereto. Maintenance.

11.—(1) No inmate shall be discharged from an Industrial Refuge if she has syphilitic or other venereal disease or is suffering from any contagious or infectious disease or has any acute or dangerous illness, but she shall remain in the Industrial Refuge until a legally qualified medical practitioner on the staff of the Refuge gives a written certificate that such inmate has sufficiently recovered from the disease or illness to be discharged; and any inmate remaining from any such cause in the Industrial Refuge shall continue to be under its discipline and control. Detention of inmates if laboring under certain diseases.

(2) The superintendent shall forward to the inspector the medical practitioner's reports of all persons detained, as provided for in the foregoing section, once every thirty days. Medical practitioner's report to be forwarded to the inspector.

12. The superintendent shall forward to the inspector all warrants providing for the admission of any inmate within three days of such admission. Warrants to be forwarded to inspector.

No one
to be
admitted
except on
warrant.

13. No person shall be admitted to an Industrial Refuge except on warrant signed by a judge or transfer warrant signed by the inspector.

Refuges
to be
houses of
correction.

14. Every Industrial Refuge shall be a House of Correction for the purpose of *The Prisons and Reformatories Act of Canada*.

Regula-
tions.

15. All by-laws or regulations of the trustees or other governing body having the control or management of an Industrial Refuge for the government, management and discipline of such institution or as to maintenance, employment, classification, instruction, correction, punishment and reward of persons detained therein shall be in writing and no such by-law shall have force or effect unless and until approved by the Lieutenant-Governor in Council upon the report of the inspector.

Who may
be com-
mitted.

16.—(1) Any person may bring before a judge any female under the age of thirty-five years who

(a) is found begging or receiving alms or being in any street or public place for the purpose of begging or receiving alms;

(b) is an habitual drunkard or by reason of other vices is leading an idle and dissolute life.

Enquiry to
be made.

(2) No formal information shall be requisite but the judge shall have the person brought before him and shall in the presence of such person take evidence in writing under oath, of the facts charged and shall make reasonable enquiry into the truth thereof.

Hearings
in private.

(3) The judge shall hear all cases coming before him under this section in private.

Committal
to industrial
refuge.

(4) If the judge is satisfied on enquiry that it is expedient to deal with such person under this Act instead of committing her to a gaol or reformatory, he may commit such person to an Industrial Refuge for an indefinite period not exceeding two years.

Copy of
depositions
to be
forwarded.

17. The judge shall deliver to the person having the execution of the warrant the depositions taken by him or a certified copy thereof, which depositions or copy shall be delivered to the superintendent or officer receiving such person into the Industrial Refuge.

18. Any parent or guardian may bring before a judge ^{Parents or guardians} any female under the age of twenty-one years who proves ^{may bring} unmanageable or incorrigible and the judge may proceed as ^{charge be-} provided in secs. 16 and 17. ^{fore judge.}

19. *The Female Refuges Act*, being chapter 289 of *The Repealed Revised Statutes of Ontario*, is repealed.

CHAPTER 85.

An Act respecting the Tówn of Bowmanville.

Assented to 24th April, 1919.

Preamble.

WHEREAS the Corporation of the Town of Bowmanville has by petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas James H. McGill, late of the City of Washington, in the District of Columbia, in the United States of America, died in May, 1908, at Washington aforesaid, having previously, on the seventeenth day of October, 1906, made his last will, which was by the Supreme Court of the United States of America admitted to probate on the seventeenth day of August, 1908, and in and by said will the said deceased did devise to his wife, Jane McGill, all his real estate, to be used and enjoyed by his said wife for the term of her life, and after her death did devise the said real estate to the Corporation of the Town of Bowmanville; and whereas the said real estate consisted of two parcels of land in the said City of Washington, on one of which there was and is an office building and on the other a residence; and whereas at the time of the death of the said testator there was and now is a mortgage encumbrance existing on said real estate, or the main portion of same, created by the said testator, of \$100,000, and it is estimated that said real estate is worth \$200,000; and whereas the said Jane McGill died on the thirteenth day of December, 1910; and whereas certain disputes and differences arose between the said the Corporation of the Town of Bowmanville and the heirs-at-law of the said James H. McGill, deceased, which were settled by the said parties by which the said lands were vested in The Washington Loan and Trust Company in trust, to sell and dispose of said lands and distribute the proceeds, under which at the present time the Corporation of the Town of Bowmanville is entitled to 59 per cent. of said proceeds, and one John McGill and one Isobel Madeline Cluxton, formerly Isobel Madeline McGill, are entitled to 41 per cent. of same to be divided between them; and whereas legal questions have arisen in the said District of Columbia in connection with the right of aliens and particularly an alien municipal corporation to hold

hold and sell and make good title to real estate in the said District of Columbia; and whereas for the purpose of realizing on said real estate and making good title to same, the mortgagee or holders of the mortgage in said mortgage encumbrance mentioned have threatened to and may, for the purpose of realizing on said mortgage and making good title to said real estate in a purchaser, exercise the power of sale in said mortgage contained, and sell said real estate; and whereas the Corporation of the Town of Bowmanville has by its petition prayed that an Act may be passed placing it in a position to protect itself in case of such sale by said mortgagee, as hereinafter indicated; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The Corporation of the Town of Bowmanville is hereby invested with power and authority to and may appoint and authorize a citizen or citizens of the United States of America, or a corporation deriving its charter of incorporation in the United States of America, and by said charter having power and authority to purchase, hold, sell and give title to real estate in the said District of Columbia, to purchase said real estate in said District of Columbia, so devised to the town by the will of the said James H. McGill deceased, or any part of same, and to mortgage same to secure any part of the purchase money, and to hold and sell said real estate, on such terms and conditions as to said corporation may seem proper, and after paying the costs and charges incurred by the Corporation of the Town of Bowmanville in arranging for and carrying out said purchase, and all costs and charges and commissions payable to the party so purchasing under the authority hereof, and any moneys expended by the said corporation in connection with the said purchase and holding and selling, with interest at the rate of six per cent. per annum on any sums advanced by the corporation, divide the net proceeds among the parties entitled as set out in the preamble to this Act.

Appointment
of person or
corporation
in United
States to
purchase,
mortgage
and hold
land de-
vised to
town.

2. The Corporation of the Town of Bowmanville is further invested with power and authority to and may give to said citizen or citizens of the United States of America, or corporation so appointed and authorized by it to purchase said real estate, its bond of indemnity to protect said party, parties or corporation against loss, charges or expenses in connection with the purchase and mortgaging and holding and selling said real estate, or it may apply to a guaranty

Bond of
indemnity
by town to
appointee.

company

company to give such a bond of indemnity to said party, parties or corporation so purchasing as aforesaid, and give to the said guaranty company the bond of the Corporation of the Town of Bowmanville to indemnify the said guaranty company against loss in connection with its said bond; and in either case the bond of the said Corporation of the Town of Bowmanville shall be effective and binding when it is authorized by a by-law of the corporation of the said town enacted by the council of said town, and said bond is signed by the mayor and clerk and sealed with the seal of the said corporation.

Appointment
by by-law.

3. The said appointment referred to in section 1 shall be made under a by-law of the Corporation of the Town of Bowmanville, duly passed by the council of said town.

Power to
borrow
money with-
out assent
of electors.

4. The Corporation of the Town of Bowmanville may pass a by-law to borrow, and may borrow such moneys as the council of said town in its discretion may think proper but not exceeding \$65,000 to meet and pay such a sum or sums as said council may think necessary to meet the purchase price of said real estate at a sale of same which may be brought about by the mortgagee referred to, and legal expenses incurred thereabout and the expenses and charges of its appointee to purchase said real estate, and may borrow said moneys on its promissory note or notes and renew said notes from time to time as it may think proper; and may pass a by-law to raise said moneys by the issue of debentures therefor for any period not exceeding ten years from the date of the issue thereof, and at such rate of interest not exceeding six per cent. per annum, as the council of the said corporation may determine; the said debentures to be issued on the plan that the payments for principal and interest in each year shall be the same amount in each year during the currency of said debentures.

Question
to be
submitted.

5. The powers conferred by the preceding sections of this Act shall not be exercised until a majority of those, who vote, of the electors qualified by *The Municipal Act* to vote on money by-laws, have voted in the affirmative in answer to the question:—

Are you in favor of the Council of the Corporation of the Town of Bowmanville borrowing a sum which it deems proper, but not exceeding \$65,000, as provided by the Special Act of the Legislature, 1919?

6. It shall not be necessary that the by-laws which may be passed for the purposes mentioned in section 4 hereof shall be submitted to or receive the assent of the electors of the said town, except as provided in section 5 of this Act, but all the other provisions of *The Municipal Act* which are applicable and which are not inconsistent with the provisions of this Act shall apply to the said by-laws.

7. No irregularity in the form of any of the promissory notes or any of the debentures issued under the authority of this Act, or of any by-law authorizing the issue thereof, shall render the same invalid or be allowed as a defence to any action against the Corporation of the Town of Bowmanville for the recovery of the amount thereof, or interest thereon, or any part thereof.

8. In calculating the amount of the indebtedness of the said corporation for the purpose of ascertaining if the limit of its borrowing power has been reached, any debentures issued under the authority of this Act shall not be reckoned as part of such indebtedness, but shall be excluded in computing the same.

9. This Act shall come into force and take effect immediately on the passing of it.

CHAPTER 86.

An Act respecting the City of Brantford.

Assented to 24th April, 1919.

Preamble.

WHEREAS the Corporation of the City of Brantford has, by its petition, prayed for special legislation in respect of the several matters hereinafter set forth; and whereas *The Municipal Act*, section 101, subsection 1, provides that the polls at municipal elections shall be open at every polling place at nine o'clock in the forenoon and shall be kept open until five o'clock in the afternoon of the same day; and by subsection 2 provides that the council of the city may, by by-law passed before the 15th day of November in any year, extend the time for keeping open the polls until seven o'clock in the afternoon; and whereas, owing to the largely increased number of voters upon the voters' list of the polling subdivisions within the City of Brantford it was deemed necessary to keep the polls open until seven o'clock in the afternoon at the annual municipal elections for the year 1919; and whereas By-law No. 1498 of the Corporation of the City of Brantford was passed for such purpose on the twenty-third day of December, 1918, and by inadvertance such by-law was not passed before the fifteenth day of November as required; and whereas the Corporation of the City of Brantford desires power to appoint three additional members to the Board of Park Management for the City of Brantford, so that such board will consist of three additional members; and whereas the Corporation of the City of Brantford desires power to appoint three additional members to the Board of Health for the City of Brantford, so that such board shall consist of three additional members; and whereas the cost of sanitary sewers and of storm sewers in the City of Brantford has been provided for heretofore by levying a uniform frontage rate of ten cents per lineal foot upon the property liable to be assessed therefor during the period of twenty years under the provisions of chapter 48 of the Acts passed in the fifth year of the reign of His Majesty King George the Fifth, and the said sum, owing to the increased cost of labour and materials and the increased rate of interest, has become insufficient to provide the cost thereof; and whereas it is desirable to provide

provide a maximum rate for sanitary and storm sewers in the City of Brantford to be levied during a uniform period; and whereas it is expedient to grant the prayer of said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. By-law No. 1498 of the Corporation of the City of Brantford is confirmed and declared to be as legal, valid and binding for all purposes as if it had been passed prior to the 15th day of November, 1918, and the election of the mayor and members of the council for the year 1919 is also confirmed and declared to be legal, valid and binding.

By-law
No. 1498
confirmed.

2. Every owner of property which is drained into any of the main sewers in the City of Brantford, and every owner of property in the City of Brantford in front of which a sanitary sewer is constructed as a local improvement shall pay a maximum tax of \$2.26 per foot frontage on each assessable foot frontage of his property, such amount shall be paid in twenty equal annual instalments of a maximum of twenty cents each per foot frontage, being a sum sufficient to pay both interest and sinking fund for that amount, and said instalments shall be payable at the same time as ordinary taxes are payable in said city, but the city treasurer may commute the said payments for a payment in cash as in the case of other local improvements.

Frontage
rates for
main and
sanitary
sewers.

3. Every owner of property which is drained into any of the main sewers of the City of Brantford, and every owner of property in the City of Brantford in front of which a storm sewer is constructed as a local improvement shall pay a maximum tax of \$2.26 per foot frontage on each assessable foot frontage of his property, such amount shall be paid in twenty equal annual instalments of a maximum of twenty cents each per foot frontage, being a sum sufficient to pay both interest and sinking fund for that amount, and said instalments shall be payable at the same time as ordinary taxes are payable in the City of Brantford, but the city treasurer may commute the said payments for a payment in cash as in the case of other local improvements.

Frontage
rates for
main and
storm
sewers.

4. Any person or persons or corporation desirous of connecting his or their property with any sanitary or storm sewer for which the property has not been assessed shall be assessed the same frontage tax as if the sewer were constructed in front of said property and payments shall be made at the same time and in the same manner and for a

Frontage
rate on
property
having
connec-
tions with
sewer.

like

like number of years as the payments in respect of property in front of which the sanitary or storm sewer is constructed.

Exemption
from the
rates.

5. Any property assessed for the privilege of connecting with a sanitary or storm sewer shall be exempt from any assessment for a like sewer constructed on the street in front of said property.

Corpora-
tion's share.

6. That the cost of any sanitary or storm sewer in excess of the total amount assessed therefor, in accordance with the foregoing provisions, shall be borne by the Corporation of the City of Brantford at large.

Amend-
ment of
by-laws.

7. It shall be lawful for the Municipal Council of the Corporation of the City of Brantford to pass a by-law or by-laws to amend its by-laws respecting sanitary and storm sewers in accordance with the foregoing provisions.

CHAPTER 87.

An Act respecting the County of Carleton.

Assented to 24th April, 1919.

WHEREAS the Municipal Corporation of the County Preamble.
of Carleton has, by petition, prayed for special legislation in regard to the matters hereinafter set forth; and whereas the corporation has a statutory liability for the erection and maintenance of the bridge (colloquially known as Cummings Bridge), situate upon and across the Rideau River and connecting the easterly part of Rideau Street, in the City of Ottawa, with the westerly part of Main Street in the Town of Eastview, at a point where said river forms the boundary line between the County of Carleton and the City of Ottawa, and is required by law to satisfy the said liability; and whereas the aggregate amount of the said liability has not yet been ascertained but it is estimated will amount to over \$100,000; and whereas the corporation is at present without authority or power, statutory or otherwise, to immediately raise the money necessary to satisfy said liability; and whereas the erection of the said bridge is a permanent work, the duration of which is estimated to be seventy-five years and upwards; and whereas the corporation is not authorized to issue debentures for the purpose of raising the necessary moneys aforementioned without the assent of the electors of the County of Carleton, or for a longer period than twenty years; and whereas provision for said payment cannot be made expediently or equitably except by special authorization; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The said corporation may and is hereby authorized to provide by by-law, or by-laws, passed by and with the assent of two-thirds of the members of the council of said corporation, representing at least one-half of the total equalized assessment of said county, for the borrowing, upon the issue or issues of debentures, of a sum or sums not exceeding in the aggregate \$100,000 to provide for the corporation's share

Power to borrow \$100,000 by the issue of debentures.

share of the cost, charges, damages and expenses incurred in and incidental to the erection of a concrete and steel bridge (colloquially known as Cummings Bridge), situate upon and across the Rideau River, and connecting the easterly part of Rideau Street, in the City of Ottawa, with the westerly part of Main Street in the Town of Eastview, at a point where said river forms the boundary line between the County of Carleton and the City of Ottawa.

Confirma-
tion of
debentures.

2. All debentures issued under the authority of said by-law or by-laws and substantially complying with the provisions of the said by-law or by-laws under which the same are issued, shall be legal, valid and binding upon the said corporation and the ratepayers thereof, and it shall not be necessary for the purchaser of any of the said debentures to enquire into the validity of the by-law or by-laws under the authority of which they are issued.

Terms of
payment.

3. The said debentures shall bear interest at a rate not exceeding six per cent. per annum, payable yearly or half-yearly, as may be provided by by-law or by-laws of the corporation, and shall be payable within forty years from the date of issue thereof in such amounts respectively, not less than \$100.00, that the aggregate amount payable for principal and interest in each year shall be equal as nearly as may be to the amount so payable for principal and interest in each of the other years of the said period.

Hypotheca-
tion of
debentures.

4. The said corporation may, for the purposes herein mentioned, raise money by way of loan on the said debentures, or sell or dispose of the said debentures from time to time as may be deemed expedient.

Application
of proceeds
of debentures.

5. All moneys realized and received by the corporation from the sale, pledge or hypothecation of any of said debentures, shall be first applied in or towards the purposes hereinbefore mentioned, and all moneys raised as herein provided for the purpose of reduction or payment of said debentures, shall not be used or applied for any other purposes until the said debentures shall have been fully redeemed and paid.

By-laws
not to be
repealed
until debt
satisfied.

6. Any by-law to be passed under the provisions of this Act shall not be repealed until the debt created under the by-law, including interest and principal, shall be fully paid and satisfied.

Special
rate.

7. Said corporation shall, in addition to all other rates to be levied in each year, levy and apportion annually amongst the local municipalities of the County of Carleton, according to the latest equalized assessment from time to time,

time, a further amount sufficient to pay the amount falling due annually for principal and interest, in respect of debentures issued under a by-law or by-laws purporting to be passed pursuant to this Act.

8. It shall not be necessary to obtain the assent of the electors of the said County of Carleton to the passing of any by-law which shall be passed under the provisions of this Act, or to observe the formalities in relation to the passing of by-laws prescribed by *The Municipal Act* or amendments thereto. ^{Assent of electors not required.} ^{Rev. Stat., c. 192.}

9. Any provisions in the Acts respecting municipal institutions in the Province of Ontario which are, or may be inconsistent with the provisions of this Act, shall not apply to the by-law or by-laws to be passed under the provisions of this Act, and no irregularity in the form of the said debentures or any of them authorized to be issued by this Act, or the by-law or by-laws authorizing the issue thereof, shall render the same invalid or illegal or be allowed as a defence to any action brought against the corporation for the recovery of the amount of the said debentures, or any or either of them, or any part thereof, and the purchaser or holder thereof shall not be bound to enquire as to the necessity of passing such by-laws or of the issue of such debentures, or as to the application of the proceeds thereof. ^{Inconsistent enactments not to apply.} ^{Irregularities not to invalidate.}

10. This Act may be cited as *The County of Carleton Debenture Act, 1919*. ^{Short title.}

CHAPTER 88.

An Act to constitute a Board of Commissioners of Police for the Township of Crowland.

Assented to 24th April, 1919.

Preamble.

WHEREAS the Corporation of the Township of Crowland has, by its petition, represented that it is desirable that a Board of Commissioners of Police be constituted for the Township of Crowland with the same powers as Boards of Commissioners of Police in towns, or such other powers as may be deemed advisable; and whereas the said corporation has prayed that an Act may be passed providing for authorizing the constitution of a Board of Commissioners of Police; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Constitution
of Board of
Police Com-
missioners.

1. A Board of Commissioners of Police is hereby constituted for the Township of Crowland.

Members.

2. The Board shall consist of the reeve, the judge of the County of Welland and the police magistrate.

Absence of
magistrate.

3. If the police magistrate is absent from the Province of Ontario, the council may, by resolution, appoint a resident of the municipality to act during his absence.

Vacancies.

4. If the office of judge or that of police magistrate is vacant, the council shall fill the vacancy on the Board by appointing a resident of the municipality to act during the vacancy.

5. In case of the illness or absence from Ontario of the reeve, or of the office being vacant, the person appointed as presiding officer of the council shall act instead of the reeve. Absence of reeve.

6. The Council of the Township of Crowland may provide for the payment of a reasonable remuneration for each of the members of the Board. Remuneration.

7. The Board shall have the same power to summon and examine witnesses upon oath as to any matter connected with the execution of its duties, to enforce their attendance, and to compel them to give evidence, as is vested in any Court of Law in civil cases. Examination of witnesses.

8. It shall be the duty of every person served with a notice to attend before the Board, signed by a member of it, to attend, pursuant to the notice, and the notice shall have the same effect as a subpoena. Attendance of persons before Board.

9. The Board shall in each year, at its first meeting, held after the reeve has made the declaration of office and qualification, elect a chairman. Chairman.

10. A majority of the members of the Board shall constitute a quorum. Quorum.

11. The meetings of the Board shall be open to the public unless otherwise directed by the Board. Meetings.

12. A by-law of the Board shall be sufficiently authenticated if signed by its chairman or acting chairman, and a by-law purporting to be so signed shall be received in evidence in all courts without proof of the signature. Authentication of by-laws.

13. A copy of a by-law purporting to be certified by a member of the Board to be a true copy, shall be received in evidence in all courts without proof of its signature. Certified copy of by-law as evidence.

14. The police force of the Township of Crowland shall consist of a chief constable and as many constables and other officers and assistants as the council may deem necessary, but not less than the Board reports, to be absolutely required. Police force.

15. The members of the police force shall be appointed by and hold office during the pleasure of the Board, and shall take and subscribe an oath similar to that set out in section 20 of *The Constables' Act*. Appointment of members.

Regulations. **16.** The Board may make regulations for the government of the police force for preventing neglect or abuse, and for rendering it efficient in the discharge of its duties.

Members of force subject to Board. **17.** The members of the police force shall be subject to the government of the Board and shall obey its lawful directions.

Remuneration of members of force. **18.** The council shall appropriate for and pay such remuneration to the members of the police force as the Board may determine and shall provide and pay for such offices, watch-houses, watch-boxes, arms, accoutrements, clothing and other things, as the Board may deem requisite and require for the accommodation, use and maintenance of the force.

Indemnification of members. **19.** The council may pay any sum required for the protection, defence or indemnification of any member of the police force where an action or prosecution is brought against him, and costs are necessarily incurred, or damages are recovered, if the Board certifies that the case is a proper one for such payment or indemnity.

Levy of rate on part of township. **20.** All expenses incurred for the payment of the police commissioners and police constables, and other expenses incurred in connection with the police force, may be paid by a general rate levied on any defined section or area of the township, as defined by by-law of the Township Council, as provided by section 365 of *The Municipal Act*, as amended.

CHAPTER 89.

An Act respecting the Town of Dundas.

Assented to 24th April, 1919.

WHEREAS the Corporation of the Town of Dundas has, Preamble.
 by petition, represented that the Water Commissioners of the Town of Dundas have represented to the said Corporation that the water mains in the said town are in many cases laid along property, the owners of which do not take water or pay anything to the revenue of the water works or the sinking funds or interest on the debentures issued by the municipality therefor, although such properties are increased in value thereby, and that in consequence thereof the revenue derived from the general water rates is less than it otherwise should be and that there is now no effective way of charging any unpaid special rates against the properties benefited by mains and have requested the council to obtain legislation to authorize the Water Commissioners to levy and collect the rate upon all properties fronting on streets, lanes and alleys along which water mains are laid, and to provide that all special rates shall be a lien on all properties served with mains and with the right of distress and sale of said lands as in the case of taxes in arrears and unpaid, and the said council request that such legislation be granted, and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Subject to section 2, the Water Commissioners of the Town of Dundas shall have power by by-law, to be passed by them, to levy and charge a special rate upon the several lands, lots or parts of lots, whether occupied or vacant, fronting or abutting upon all streets, lanes and alleys in the said municipality upon which water mains, from which the commissioners are willing to supply water, are laid, which special rates shall be an annual rate according to the frontage of the said lands, lots or parts of lots, which rate shall not exceed five cents per foot for such frontage, and may, by by-law of the Water Commissioners, be changed from

Special
frontage
rates on
land front-
ing or
abutting on
water
mains.
time

time to time as the commissioners may determine, and the said commissioners may provide an equitable mode of assessing corner lots, triangular and other irregularly shaped pieces of land or lands unfit for building purposes where the commissioners deem it inequitable to assess the full frontage on any street, provided the special rate hereinbefore mentioned shall not be chargeable upon any occupied lands, lots, or parts of lots, where the owner or occupant of said lands, lots or parts of lots is a user of the water supplied for said lands, saving and excepting that the special rate above mentioned shall be chargeable on all frontage of any one owner or occupant in excess of fifty feet, whether such excess is occupied or vacant.

Approval
of council
to by-law.

2. The by-law for the said special rate shall not be finally passed by the commissioners until it has been submitted to and received the approval of a majority of all the members of the Municipal Council of the said Town of Dundas at a regularly called meeting thereof.

Measure-
ment of
frontage.

3. The said Water Commissioners, by by-law to be passed by them, shall also have power to employ such person as they think proper to make the measurements of frontage for the purpose hereof, in cases where the frontage of the lands, lots or parts of lots have not, in the judgment of the commissioners, been properly set out in the assessment roll, and to fix the compensation of the said person.

Time for
payment
and
collection
of special
rate.

4. The said special rate shall be payable at the time or times during each year, fixed by the Water Commissioners for payment thereof, and until paid shall be a lien and charge upon the lands, tenements, lots or parts of lots against which the same are charged or assessed, and arrears of such special rates may, with interest thereon at the rate of ten per cent. per annum from the time of default in payment be collected in the same manner and by the same officials and by the same process as arrears of taxes are collected under the provisions of *The Assessment Act*, and all rates and rents that may be received by the Town Treasurer or other officers of the said town, under the above provisions, shall be paid to the said Water Commissioners.

Rev. Stat.,
c. 195.

CHAPTER 90.

An Act respecting the Town of Dundas.

Assented to 24th April, 1919.

WHEREAS the Municipal Council of the Corporation Preamble.
of the Town of Dundas, hereinafter called the corporation, has, by petition, represented that it is desirable that certain by-laws set forth in Schedule "A" and Schedule "B" hereto, and the debentures issued or to be issued thereunder, and the rates levied or to be levied for the payment of the said debentures, should be validated and confirmed; and whereas the said corporation has prayed that an Act may be passed for the above purpose; and whereas no opposition has been offered to the said petition; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. By-law No. 837, set forth in Schedule "A" hereto, By-law No. 837 set out in Sched. "A" confirmed.
is hereby confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

2.—(1) By-law No. 802 of the Corporation of the Town By-law No. 802 set out in Sched. "B" confirmed.
of Dundas, set forth in Schedule "B" hereto, as amended by said By-law No. 837, is confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

(2) The rates imposed by and to be levied under the said Confirmation of rates.
by-law for the payment of the debentures authorized thereby and the interest thereon are also confirmed and declared to be valid and binding upon the Corporation of the Town of Dundas and the ratepayers thereof.

3.—(1) All debentures issued or to be issued or purporting Confirmation of debentures.
to be issued under the said By-law No. 802, as amended, are confirmed and declared to be valid and binding upon the Corporation of the Town of Dundas, and it shall not be necessary for the purchaser of such debentures to inquire into the validity of the proceedings relating to the issue of the same or to see to the application of the purchase money therefor.

(2) The debentures may be issued at any time within two years after the passing of this Act.

SCHEDULE

SCHEDULE "A."

BY-LAW No. 837, to AMEND BY-LAW No. 802.

Whereas on the first day of January, 1917, a by-law to provide for borrowing \$55,995.50 for the construction of trunk sewers on private lands to connect with a sanitary sewage system and sewage disposal works; to pay for the land on which said sewage disposal works are to be erected; and the cost of arbitration; engineer's fees; legal expenses and other incidental expenses in connection with such construction was submitted to the electors of the Town of Dundas and received a majority of 116 of the votes polled, and on the eighth day of January, 1917, the said by-law was finally passed by the Council of the said town;

And whereas the said by-law contains a paragraph numbered six which reads as follows:

"Notwithstanding anything in this by-law hereinbefore contained, none of the debentures shall be issued nor shall any of the work be proceeded with until six months after the war is ended and peace declared."

And whereas Great Britain and her allies have been victorious in the said war, and have acceded to the request of the enemy and granted an armistice;

And whereas there remain only the terms of peace to be decided upon at a conference to be held, and which conference may not conclude its labours until some months hence;

And whereas it is the unanimous opinion of the Dominion, Provincial and municipal authorities that, pending the return of normal industrial conditions, it is advisable that all work of a public nature, which has been held up in order that the Empire's whole resources might be employed in bringing the war to a satisfactory and speedy conclusion, should be proceeded with as rapidly as possible;

And whereas the Town of Dundas is in urgent need of a sanitary sewage system;

Be it therefore resolved that the said paragraph number six in said by-law number 802 be rescinded and the construction of a sanitary sewage system for the Town of Dundas be proceeded with.

Passed this third day of February, A.D. 1919.

S. J. LENNARD, *Mayor*.
JOHN S. FRY, *Clerk*.

SCHEDULE "B."

BY-LAW NUMBER 802.

To provide for borrowing \$55,995.50 for the construction of trunk sewers on private lands to connect with a sanitary sewage system and sewage disposal works, for the construction of sewage disposal works, to pay for the land on which said sewage disposal works are to be erected, and the costs of arbitration, engineer's fees, legal expenses and other incidental expenses in connection with such construction;

Whereas it is desirable that trunk sewers should be constructed in certain parts of the town to connect with a sanitary sewage system

system and sewage disposal works, and provision made for payment of the construction of said trunk sewers and sewage disposal works and for the land required for the erection thereon of said disposal works, and to pay the costs of arbitration and the fees of engineers, legal expenses and other incidental expenses in connection with such construction;

And whereas it is desirable that the said work shall be done in accordance with the plans and specifications prepared by T. Aird Murray and T. Lowes, civil engineers, and on file in the office of the Town Clerk, and which have been approved by the Provincial Board of Health;

And whereas in order to raise the said sum of \$55,995.50 it will be necessary to issue debentures of the Town of Dundas for the said sum as hereinafter provided (which is the amount of the debt to be created by this by-law), the proceeds of said debentures to be applied to the said purpose and no other;

And whereas it is desirable that all of the said debentures should be issued at one time, and the principal of said debt made repayable by yearly sums during the currency of the said debentures, said yearly sums being of such respective amounts that the aggregate amount payable in each year for principal and interest in respect of such debt shall be as nearly as possible equal to the amount payable in each of the other years of said period;

And whereas the total amount required by *The Municipal Act* to be raised annually by special rate for paying said debt and interest is \$3,852.78;

And whereas the amount of the whole rateable property of the Town of Dundas according to the last revised assessment roll thereof is \$2,169,300.00;

And whereas the amount of the existing debenture debt of said town is \$183,934.76, whereof neither principal or interest is in arrear;

Therefore the Council of the Corporation of the Town of Dundas enacts as follows:—

1. That it shall be lawful for the Corporation of the Town of Dundas by way of loan the sum of \$55,995.50 to provide for the construction of trunk sewers on private lands to connect with a sanitary sewage system and sewage disposal works in the said town, for the construction of sewage disposal works, to pay for the land on which said sewage disposal works are to be erected and costs of arbitration, engineer's fees, legal expenses and other incidental expenses in connection with such construction.

2. The said debentures shall all be issued at one time, shall be dated on the day of their issue, shall be made payable within thirty years of their issue at the office of the Treasurer of the said Town of Dundas, shall be for the amounts hereinafter named in the column headed "principal," and shall respectively become payable on the days hereinafter named.

3. Each of the said debentures shall be signed by the Mayor of the Town of Dundas or by some other person authorized by by-law so to do, and by the Treasurer of the Town, and the Clerk shall attach thereto the corporate seal of the municipality.

4. The said debentures shall bear interest at the rate of five and one half per cent. per annum, payable half yearly at the office of the Treasurer on the first days of May and November in each and every year during the currency thereof, and shall have attached
to

to them coupons for the amount of said interest, which said coupons shall be signed by the Treasurer, and his signature to them may be written, stamped, lithographed or engraved.

5. During the currency of the said debentures there shall be raised annually by special rate on all the rateable property in the Town of Dundas the sum of \$3,852.78, for the purpose of paying the amount due in each of the said years for principal and interest in respect of the said debt, as follows:

Year.	Principal.	Interest.
1919, November 1st	\$773 03	\$3,079 75
1920, November 1st	815 55	3,037 23
1921, November 1st	860 42	2,992 36
1922, November 1st	907 75	2,945 03
1923, November 1st	957 68	2,895 10
1924, November 1st	1,010 35	2,842 43
1925, November 1st	1,065 90	2,786 88
1926, November 1st	1,124 53	2,728 25
1927, November 1st	1,186 39	2,666 39
1928, November 1st	1,251 64	2,601 14
1929, November 1st	1,320 47	2,532 31
1930, November 1st	1,393 09	2,459 69
1931, November 1st	1,469 72	2,383 06
1932, November 1st	1,550 55	2,302 23
1933, November 1st	1,635 83	2,216 95
1934, November 1st	1,725 80	2,126 98
1935, November 1st	1,820 71	2,032 07
1936, November 1st	1,920 85	1,931 93
1937, November 1st	2,026 50	1,826 28
1938, November 1st	2,137 95	1,714 83
1939, November 1st	2,255 54	1,597 24
1940, November 1st	2,379 59	1,473 19
1941, November 1st	2,510 47	1,342 31
1942, November 1st	2,648 54	1,204 24
1943, November 1st	2,794 21	1,058 57
1944, November 1st	2,947 89	904 89
1945, November 1st	3,110 02	742 76
1946, November 1st	3,281 07	571 71
1947, November 1st	3,461 53	391 25
1948, November 1st	3,651 93	200 85

Notwithstanding anything in this by-law hereinbefore contained, none of the debentures shall be issued nor shall any of the work be proceeded with until six months after the war is ended and peace declared.

Passed this eighth day of January, A.D. 1917.

CHAS. E. DICKSON, *Mayor*.
JOHN S. FRY, *Clerk*.

CHAPTER 91.

An Act to amend The Essex Border Utilities Act.

Assented to 24th April, 1919.

WHEREAS the Essex Border Utilities Commission was Preamble.
 established by an Act passed in the sixth year of the
 reign of His Majesty King George the Fifth, chaptered 98,
 with authority to construct certain works within the Muni-
 cipalities of the City of Windsor, and Towns of Walkerville,
 Sandwich, Ford City and Ojibway and the Townships of
 Sandwich East and Sandwich West, and whereas the Com-
 mission has by its petition represented that it is desirable
 to give the said commission power to purchase and sell water,
 and to appoint one medical health officer for the said muni-
 cipalities and to extend and make clear the powers of the
 commission in other respects, and to validate certain deben-
 tures of the commission, and it is expedient to grant the
 prayer of the said petition;

Therefore, His Majesty, by and with the advice and con-
 sent of the Legislative Assembly of the Province of Ontario
 enacts as follows:—

1. Section 2 of the Act passed in the sixth year of the 6 Geo. V,
c. 98, s. 2,
amended.
 reign of His Majesty King George the Fifth, chaptered 98,
 as amended by section 2, chapter 69 of the Acts passed in the
 seventh year of said reign is amended by adding thereto
 clause o.

o. "Essex Border Municipalities," shall mean those
 municipalities and parts of municipalities in-
 cluded within the provisions of this Act.

2. Subsection 1 of section 3 of the said Act, as amended 6 Geo. V,
c. 98, s. 3 (1)
amended.
 by 8 George V, cap. 79, sec. 2, is amended by striking out
 the word "six" in the second line thereof and substituting
 therefor the word "seven."

3. Subsection 1 of section 11 of said Act, as amended 6 Geo. V, c.
98, s. 11 (1)
amended.
 by 7 George V, cap. 69, sec. 8, is amended by inserting
 after the word "west" in the second line the words
 "or by the Township of Sandwich East," and by inserting
 after the words, "Schedule A" in the fourth line the words
 "or Schedule C" respectively.

6 Geo. V.
c. 98, s. 5 (1)
amended.

4.—(1) Subsection 1 of section 5 of said Act, as amended by 7 George V. cap. 69, sec. 5, is hereby amended by striking out the word “establish” in the first line thereof and inserting therefor the words “establish or acquire by purchase and.”

6 Geo. V.
c. 98, s. 5 (2)
amended.

(2) Subsection 2 of section 5 of said Act, as amended by 8 George V. cap. 79, sec. 10, is hereby amended by striking out the words “that purpose” in the sixth line thereof and inserting in lieu thereof the words “for the purpose of purchasing from or supplying water to the Essex Border Municipalities and adjoining municipalities and companies, associations and persons located therein.”

S. 5 (3)
amended.

(3) Subsection 3 of section 5 of the said Act is repealed and the following substituted therefor:—

(3) Except as herein otherwise provided, the Commission shall have and may exercise all the powers conferred upon the corporation of a municipality by *The Public Utilities Act* with reference to waterworks, but shall not have power to impose any rate under section 15 of *The Public Utilities Act* upon any land already charged with a similar rate or with any water rate.

Rev. Stat.,
c. 204.

6 Geo. V.
c. 98.
amended.

5. Subsection 1 of section 12 of said Act, as amended by 7 Geo. V. cap. 69, sec. 9, is amended by striking out the first eight lines thereof and substituting therefor the words:

Issuing
debentures
for
extensions.

“(1) For the purpose of paying for any of the works authorized to be constructed or acquired under this Act or for borrowing such further sums as may be necessary to complete, extend or improve the same, or to meet the cost of extension or improvements already made, the Commission may agree with any bank or person for temporary advances to meet the cost thereof and may by by-laws from time to time,” and by adding at the end thereof the following words: “The power to issue debentures for completion, extension or improvement of any works already commenced, shall only be exercised with the consent of the municipal board.”

6. Section 13 of said Act is hereby amended by inserting after the figures “1919” in the fourth line the words “or any lawful extension in office after that date of the council of the said town appointed under the provisions of section 4 of chapter 108 of the Acts passed in the third and fourth years of the reign of His Majesty King George V.”

7.—(1) The said Act is amended by adding the following 6 Geo. V.
c. 98,
amended.
section:—

26.—(1) The local board of health for the Essex border Local
Board of
Health for
District. municipalities from and after the first day of July, 1919, shall consist of the chairman of the commission and the medical officer of health appointed by the commission and three resident ratepayers of the Essex border municipalities to be appointed annually by the commission at its first meeting in every year. The board shall be known as the Local Board of Health for the Essex Border Municipalities, and shall be a Rev. Stat.
c. 218. local board of health within the meaning of the *Public Health Act*.

(2) The commission shall have the powers and privileges and perform the duties of a municipal council under the *Public Health Act*, except that the commission shall not have the power to raise any sum of money by taxation or to direct any sum to be added to any collector's roll.

(3) The secretary of the commission shall be the secretary of the board of health and shall perform the duties prescribed by the *Public Health Act* for the secretary of a local board of health.

(4) For the year 1919 the medical officer of health and three resident ratepayers shall be appointed by the commission on or before the first day of July, 1919, to form the local board of health, as provided in subsection (1) hereof.

(5) Notwithstanding the provision of section 14 of the *Public Health Act*, from and after the first day of July, 1919, the local boards of health and the medical officers of health for the municipalities of the City of Windsor, Towns of Walkerville, Sandwich, Ford City and Ojibway, shall be discontinued, and the local boards of health and medical officers of health of the Townships of Sandwich West and Sandwich East shall not have jurisdiction over those parts of the said municipalities included within the Essex border municipalities. Local
Boards of
Health dis-
continued.

(6) The commission shall appoint a legally qualified Medical
Health
Officer for
District. medical practitioner to be the medical officer of

health

health for the Essex border municipalities, who shall have the powers and perform the duties of a medical officer of health under the *Public Health Act*, and who shall be paid a reasonable salary by the Commission.

Sanitary
inspectors.

- (7) The commission shall also appoint such number of sanitary inspectors for the Essex border municipalities as may be deemed necessary by the said local board of health and as may be prescribed by the Regulations, who shall be subject to the provisions of the *Public Health Act*.

Payment
of expenses.

- (8) The treasurer of the commission shall forthwith upon demand pay the amount of any account for salary of the medical officer of health or for services performed by any officer under the direction of the said board and materials and supplies furnished or for any expenditure incurred by the said board or by the said medical officer of health or sanitary inspectors, in carrying out the provisions of the *Public Health Act*, after the said board has by resolution approved of the account and a copy of the resolution certified by the chairman and the secretary of the said board has been filed with the treasurer of the commission.

- (9) The accounts so paid by the commission under this section shall be paid to the commission by the Essex border municipalities upon application made under section 7 of this Act, and so far as such expense was in the judgment of the commission incurred for the benefit of one only of the said municipalities, shall be paid by that municipality, but so far as incurred for the benefit of more than one, shall be paid by those municipalities proportionately to their population, according to the last certificate of the assessor or assessment commissioner, except that the proportion to be paid by the Town of Ojibway shall be fixed by the commission until such time as the commission shall decide and declare that its population has increased so that it will bear its fair proportion under this section.

- (10) The said local board of health shall have the right to require that any sum of money expended for sanitary conveniences under section 25 of the *Public Health Act* shall be added to the collec-

tor's

tor's roll of the municipality within which the premises are situate.

- (11) Any expense incurred under section 34 of the *Public Health Act* may be recovered from the commission or from any one or more of the municipal corporations certified to by the minister, and in case of payment the right of recovery under subsection 3 of said section shall accrue to the corporation or corporations paying.

8. The said Act is amended by adding the following section: 6 Geo. V.
c. 98,
amended.

- 27.—(1) The commission shall have and is hereby vested with the powers of a municipal corporation to establish and erect, maintain, manage and control within the Essex Border Municipalities one or more isolation hospitals for the reception and care of persons suffering from any communicable disease. Establish-
ment of
isolation
hospital.
- (2) The commission may agree for temporary advances and may borrow money by the issue of debentures for the purpose mentioned in subsection 1 hereof, and it shall not be necessary to obtain the assent of the electors of the Essex Border Municipalities to any by-law for raising money for such purpose; such debentures shall be payable within twenty years from the date of the issue thereof. Borrowing
powers.
- (3) The commission shall not establish any such hospital until it has submitted the plans and a report showing the proposed equipment and cost and its apportionment amongst the several Municipalities to the Provincial Board of Health and obtained the permission of the Provincial Board of Health to proceed. Approval
of plans by
Prov. Bd. of
Health.
- (4) Upon permission being given by the Provincial Board of Health a duplicate of the report shall be filed with the clerk of each Municipality and such report shall be subject to the provisions of sections 16 and 22 of this Act. Filing of
reports.
- (5) Upon completion of any work provided for in this section the maintenance shall be provided for under the provisions of section 23. Mainten-
ance.
- (6) The commission shall have the powers given by sections 49, 50 and 51 of *The Public Health Act* Emergency
hospitals
for district.
to

to a municipal corporation in regard to emergency hospitals within the Essex Border Municipalities and the acquiring of land and buildings for that purpose, and the cost shall be paid under subsection 9 of section 26 of this Act.

6 Geo. V.
c. 98,
amended.

9. The said Act is hereby amended by adding the following section:

Establish-
ment of
public
hospital
for district.

28.—(1) The commission may erect, establish, equip, maintain, manage and control a Public Hospital for the Essex Border Municipalities for the treatment of persons suffering from disease or injuries.

Application
of Act to

(2) The erection, establishment, and equipment of such hospital shall be a work authorized under the provisions of this Act.

Report of
engineer.

(3) A preliminary report shall be filed under section 15 of this Act and shall be made by an engineer, architect, contractor or other person skilled in the matter and appointed by the commission for that purpose and the provisions of sections 16 to 23 inclusive shall apply to the report so far as the same shall be applicable.

Confirma-
tion of by-
law No. 4
re sewer
debentures.

10. By-law numbered 4, passed by the commission, a copy of which is set forth in Schedule "A" and the debentures issued or to be issued thereunder are hereby declared to be valid and binding upon the commission and upon the City of Windsor, Towns of Walkerville, Sandwich, Ford City and Ojibway, and the Township of Sandwich West, in accordance with the provisions of *The Essex Border Utilities Act* and the amendments thereto, and in the proportions settled by the Order of the Municipal Board dated the 1st day of February, 1918, and the validity thereof shall not be open to question in any court.

6 Geo. V.
c. 98.

Sched. "C"
repealed.

11. Schedule "C" of the said Act, as enacted by 8 George V, cap. 79, sec. 11, is hereby repealed and the following substituted therefor:

SCHEDULE "C."

All those portions of the Township of Sandwich East, in the County of Essex, described as follows:—

Firstly: That portion bounded on the north by the southerly limit of Ford City, on the west by the easterly limit of the Town of Walkerville, on the south by the centre line of the Tecumseh Road, and on the east by the centre line of the Pilette Road.

Secondly:

Secondly: That portion bounded on the north by the channel bank of the Detroit River, the harbour line on Lake St. Clair to Lot 142 in the first concession and thence easterly by the water's edge of Lake St. Clair; on the east by the westerly limit of the road along the easterly limit of lot 156 in the first concession; on the west by the easterly limit of Ford City, and on the south by a line which commences at the intersection of the westerly limit of the road along the easterly limit of lot 156 and the southerly limit of the highway along the shore of Lake St. Clair known as the Front Road, thence westerly following along said southerly limit to its intersection with the easterly limit of the Lesperance Road, thence along said easterly limit to a point therein at which the production easterly of the tangent line of the northerly limit of the Windsor and Tecumseh Railway Company's Right-of-Way across lot 151 would intersect; thence along the said production easterly of said tangent line and the northerly limit of the said right-of-way to the westerly limit of the Lauzon road; thence southerly along the said westerly limit to the southerly limit of the intersecting road; thence south-westerly in a straight line to the intersection of the easterly limit of plan 835 with the centre line of Elm Street produced easterly; thence westerly along the centre line of Elm Street to the westerly limit of plan 835; thence south-westerly in a straight line to the intersection of the northerly limit of the Grand Trunk right-of-way and the easterly limit of plan 717 of part of farm lot 117; thence along the northerly limit of the Grand Trunk right-of-way to the easterly limit of Ford City.

SCHEDULE "A."

BY-LAW NO. 4 OF THE ESSEX BORDER UTILITIES COMMISSION.

A By-Law of the Essex Border Utilities Commission to raise by way of loan the sum of \$210,300 for the purpose of constructing the trunk sewer known as the east and south interceptors and for incidental purposes.

Whereas the *Essex Border Utilities Act* and the amendments thereto provide that the Essex Border Utilities Commission may construct one or more trunk sewers in the Towns of Ford City, Walkerville, Sandwich, Ojibway, City of Windsor and the Township of Sandwich West and in connection therewith shall construct such pumping plants and treatment plants that may be required;

And whereas, pursuant to the requirements of the said Act the commission did employ Morris Knowles as engineer to make the preliminary

preliminary examination and to file a report and an estimate of the cost;

And whereas a report was filed by Morris Knowles, the Engineer of the Commission, on or about the 21st day of July, 1917, showing an estimated cost of a trunk sewer within the said municipalities of \$210,300;

And whereas upon appeal from the said report, pursuant to the said Act the Ontario Railway and Municipal Board did apportion the cost amongst the various municipalities as follows:

Ford City	\$65,300 00
Ojibway	46,533 33
Sandwich West	28,333 33
Windsor	26,200 00
Sandwich	25,333 33
Walkerville	18,600 00
	<hr/>
	\$210,300 00

And whereas, pursuant to the said Act the construction of the said sewer was submitted to the electors of the Municipalities of the City of Windsor, Towns of Walkerville, Sandwich, Ford City and the Township of Sandwich West, on the 30th day of March, 1918, and was approved by the electors of each of the said municipalities and was also on said day approved by a majority of the Council of the Town of Ojibway;

And whereas by section 12 of *The Essex Border Utilities Act* the Essex Border Utilities Commission has authority to obtain temporary advances to meet the cost of any of the works and to issue debentures for the sum so borrowed; and whereas this by-law is passed under the authority of the said section;

And whereas the Provincial Board of Health has approved of the said sewer;

And whereas the Minister of Finance has permitted of the issue of debentures to pay for the cost thereof;

And whereas the Essex Border Utilities Commission considers it desirable under the circumstances to proceed with the construction of the said sewer;

And whereas it is therefore desirable to raise the said sum of \$210,300, being the amount of the debt intended to be created by this by-law by the issue of debentures which should be spread over a period of thirty years and be payable in thirty annual instalments during the said period, the said instalments respectively to be of such amounts that the amount payable for principal and interest in any year shall be equal as nearly as may be to that required in any other year;

And whereas it will require the sum of \$15,278.07 to be raised annually during the said period of thirty years by special rates sufficient therefor over and above and in addition to all other rates upon all the rateable property of each of the municipalities which approved of the construction of the said sewer, namely: City of Windsor, Towns of Walkerville, Sandwich, Ford City, Ojibway, and that portion of the Township of Sandwich West described in Schedule "A" of the *Essex Border Utilities Act* for the payment of the debt so to be created and the interest thereon annually at the rate of six per cent. per annum being for principal and interest in each year of said period as follows, that is to say:

No.	Debentures.	Interest.	Total.	Year.
1.	\$2,660 07	\$12,618 00	\$15,278 07	1919
2.	2,819 67	12,458 40	15,278 07	1920
3.	2,988 85	12,289 22	15,278 07	1921
4.	3,168 18	12,109 89	15,278 07	1922
5.	3,358 27	11,919 80	15,278 07	1923
6.	3,773 36	11,504 71	15,278 07	1924

7.	3,559 77	11,718 30	15,278 07	1925
8.	3,999 76	11,278 31	15,278 07	1926
9.	4,239 75	11,038 32	15,278 07	1927
10.	4,494 13	10,783 94	15,278 07	1928
11.	4,763 78	10,514 29	15,278 07	1929
12.	5,049 61	10,228 46	15,278 07	1930
13.	5,352 59	9,925 48	15,278 07	1931
14.	5,673 74	9,604 33	15,278 07	1932
15.	6,014 16	9,263 91	15,278 07	1933
16.	6,375 00	8,903 07	15,278 07	1934
17.	6,757 50	8,520 57	15,278 07	1935
18.	7,162 95	8,115 12	15,278 07	1936
19.	7,592 73	7,685 34	15,278 07	1937
20.	8,048 29	7,229 73	15,278 07	1938
21.	8,531 19	6,746 88	15,278 07	1939
22.	9,043 06	6,235 01	15,278 07	1940
23.	9,585 64	5,692 43	15,278 07	1941
24.	10,160 78	5,117 29	15,278 07	1942
25.	10,770 43	4,507 64	15,278 07	1943
26.	11,416 65	3,861 42	15,278 07	1944
27.	12,101 65	3,176 42	15,278 07	1945
28.	12,827 75	2,450 32	15,278 07	1946
29.	13,597 42	1,680 65	15,278 07	1947
30.	14,413 27	864 80	15,278 07	1948

\$210,300 00

And whereas the amount of the whole rateable property of each of the said municipalities, including that portion of the Township of Sandwich West mentioned in Schedule "A" of the *Essex Border Utilities Act* according to the last revised assessment rolls thereof, as certified by the County Judge of the County of Essex, is as follows:

Windsor	\$26,079,201 00
Walkerville	6,470,758 00
Sandwich	2,490,995 00
Ford City	1,754,968 00
Ojibway	1,429,544 00
Sandwich West	1,928,000 00

exclusive of property assessed for school rates only;

And whereas the amount of the existing debentures debt of each of the said municipalities, including that portion of the Township of Sandwich West mentioned in Schedule "A" of the *Essex Border Utilities Act*, exclusive of local improvement debts secured by special rates of assessment is as follows:

Windsor	\$1,490,599 59
Walkerville	387,267 00
Sandwich	84,827 60
Ford City	80,052 80
Ojibway	None
Sandwich West	None

no part of which debt nor of the interest thereon is due or in arrear;

Therefore the Essex Border Utilities Commission enacts as follows:—

1. That for the purpose of paying for the cost of the construction of the trunk sewer, known as the East and South Interceptors, shown in the report of Morris Knowles, dated the 17th of July, 1917, and approved by the Municipal Corporations of the City of Windsor, Towns of Walkerville, Sandwich, Ford City, Ojibway and the Township of Sandwich West, the chairman of the commission shall be and he is hereby authorized and empowered to borrow from any person, company, society or bank willing to loan the same upon
the

the credit of the debentures hereinafter mentioned, a sum not exceeding the sum of \$210,300, and to issue debentures to the said amount in sums respectively as follows, that is to say:

For the sum of	\$2,660.07,	payable in the year	1919
For the sum of	\$2,819.67,	payable in the year	1920
For the sum of	\$2,988.85,	payable in the year	1921
For the sum of	\$3,168.18,	payable in the year	1922
For the sum of	\$3,358.27,	payable in the year	1923
For the sum of	\$3,559.77,	payable in the year	1924
For the sum of	\$3,773.36,	payable in the year	1925
For the sum of	\$3,999.76,	payable in the year	1926
For the sum of	\$4,239.75,	payable in the year	1927
For the sum of	\$4,494.13,	payable in the year	1928
For the sum of	\$4,763.78,	payable in the year	1929
For the sum of	\$5,049.61,	payable in the year	1930
For the sum of	\$5,352.59,	payable in the year	1931
For the sum of	\$5,673.74,	payable in the year	1932
For the sum of	\$6,014.16,	payable in the year	1933
For the sum of	\$6,375.00,	payable in the year	1934
For the sum of	\$6,757.50,	payable in the year	1935
For the sum of	\$7,162.95,	payable in the year	1936
For the sum of	\$7,592.73,	payable in the year	1937
For the sum of	\$8,048.29,	payable in the year	1938
For the sum of	\$8,531.19,	payable in the year	1939
For the sum of	\$9,043.06,	payable in the year	1940
For the sum of	\$9,585.64,	payable in the year	1941
For the sum of	\$10,160.78,	payable in the year	1942
For the sum of	\$10,770.43,	payable in the year	1943
For the sum of	\$11,416.65,	payable in the year	1944
For the sum of	\$12,101.65,	payable in the year	1945
For the sum of	\$12,827.75,	payable in the year	1946
For the sum of	\$13,597.42,	payable in the year	1947
For the sum of	\$14,413.27,	payable in the year	1948

2. That the said debentures shall be sealed with the seal of the commission and be payable on the first day of February in each year in which the same respectively under the preceding section becomes due at the Canadian Bank of Commerce in the City of Windsor.

3. That the said debentures shall have coupons attached thereto for the payment of the interest, which shall be at and after the rate of six per cent. per annum and be payable at the office of the Canadian Bank of Commerce in Windsor, yearly, namely, on the first day of the month of February in each year during the currency of the said debentures and the first of said coupons being payable on the first day of February, 1919.

4. That the money borrowed as aforesaid shall be expended for the purpose of paying for the cost of the construction of the said trunk sewer, known as the East and South Interceptors, as set out in the preamble of this by-law and for no other purpose whatever.

5. That for the purpose of redeeming the said debentures and paying the interest thereon as the same respectively becomes due a duplicate original of this by-law shall be served forthwith upon the Municipal Corporations of the City of Windsor, Towns of Walkerville, Sandwich, Ford City, Ojibway and the Township of Sandwich West, and the said corporations are hereby required under section 12 of the *Essex Border Utilities Act* to levy and collect in each and every year during the currency of the said debentures upon all the rateable property in each of the said municipalities the following annual special rates over and above and in addition to all other rates, namely:

In the Town of Walkerville a rate sufficient to produce..	\$1,351 27
In the aforesaid portion of the Township of Sandwich	
West a rate sufficient to produce	2,058 39
In the Town of Ojibway a rate sufficient to produce....	3,380 60
In the Town of Ford City a rate sufficient to produce....	4,743 97
In the City of Windsor a rate sufficient to produce....	1,903 40
In the Town of Sandwich a rate sufficient to produce..	1,840 44

The whole being sufficient to produce the annual sum of 15,278 07

6. That the money so levied and collected shall forthwith upon its payment be applied in payment of the said debentures and paying the interest thereon as the same respectively becomes due and for no other purpose whatever.

7. This by-law shall come into force and take effect on the final passing thereof.

Read the 1st, 2nd, 3rd time and finally passed 31st day of May, 1918.

(Seal)

T. M. MCGREGOR, *Chairman*.

CHAS. L. BARKER, *Secretary-Treasurer*.

CHAPTER 92.

An Act respecting the City of Galt.

Assented to 24th April, 1919.

Preamble.

WHEREAS the Corporation of the City of Galt has, by its petition, represented that it has, by a by-law numbered 1532 of said city, duly passed after it had been approved by a majority of the electors, provided for the issue of debentures to the amount of fifteen thousand dollars (\$15,000.00), bearing interest at five and one-half per cent. per annum, and payable in fifteen annual instalments during the fifteen years next after the time when the same are issued, for the purpose of providing a Soldiers' Memorial Home in the City of Galt, to be known as "The Galt Soldiers' Memorial Home," and by the said by-law has authorized the execution on behalf of the city of an agreement with the Galt branch of the Great War Veterans' Association, setting forth the terms on which the moneys to be realized by the sale of such debentures should be disbursed by the city and the said memorial home held by the said Association; and whereas the said corporation has, by its petition, prayed for an Act ratifying and confirming the said by-law and the said agreement; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

By-law
No. 1532, to
borrow
\$15,000 for
Soldiers'
Memorial
Home, etc.,
confirmed.

1. By-law No. 1532 of the City of Galt, authorizing the issue of debentures to provide a Soldiers' Memorial Home in the City of Galt and the execution of an agreement between the City of Galt and the Galt branch of the Great War Veterans' Association, setting forth the terms on which the moneys to be realized by the sale of such debentures shall be disbursed and the said memorial home held by the said association, as passed by the council of the Corporation of the City of Galt on the third day of February, 1919, and set out in Schedule "1" to this Act is hereby confirmed and declared to be legal, valid and binding upon the Corporation of the City of Galt and the ratepayers thereof and the

the agreement referred to as Schedule "A" of the said by-law shall, when executed by the parties thereto, be legal, valid and binding upon the Corporation of the City of Galt and the ratepayers thereof and upon the Galt branch of the Great War Veterans' Association.

2. The debentures issued or to be issued under the said by-law by the said City of Galt and the rates and assessments to be made and collected for the purpose of meeting the payments to be made in respect of the said debentures as provided for in the said by-law are hereby declared to be legal, valid and binding upon the corporation.

Confirmation
of
debentures.

SCHEDULE 1.

BY-LAW NO. 1532 OF THE CITY OF GALT.

To authorize the issue of debentures for the sum of \$15,000, to be used to provide a Soldiers' Memorial Home in the City of Galt.

Whereas it is proposed to provide a home for returned soldiers to be located in the City of Galt and to be known as "The Galt Soldiers' Memorial Home";

And whereas it is desirable for the City of Galt to issue debentures for the sum of fifteen thousand dollars bearing interest at the rate of five and a half per cent. per annum, which is the amount of the debt intended to be created by this by-law;

And whereas it is expedient to make the principal of the said debt repayable in yearly sums during the period of fifteen years of such amounts respectively that the aggregate amount payable for principal and interest in any year shall be equal as nearly as may be to the amount so payable for principal and interest in each of the other years;

And whereas it will be necessary to raise annually the sum of \$ during a period of fifteen years to pay the said yearly sums of principal and interest as they become due;

And whereas the amount of the whole rateable property of the municipality according to the last revised assessment roll is \$7,632,561.00;

And whereas the amount of the existing debenture debt of the corporation (exclusive of local improvement debentures secured by special rates or assessments) is \$1,036,754.71, and no part of the principal or interest is in arrear;

Therefore the Municipal Council of the Corporation of the City of Galt enacts as follows:

1. That for the purpose aforesaid there shall be borrowed the sum of \$15,000 and debentures shall be issued therefor in sums of not less than \$100 each, bearing interest at the rate of five and a half per cent. per annum and having coupons attached thereto for the payment of the interest.

2. The debentures shall all bear the same date and shall be issued within two years after the date on which this by-law is passed and may

may bear any date within such two years and shall be payable in fifteen annual instalments during the fifteen years next after the time when the same are issued, and the respective amounts of the principal and interest payable in each of such years shall be as follows:

No.	Principal.	Interest.	Total.
1.	\$669 39	\$825 00	\$1,494 39
2.	706 20	788 19	1,494 39
3.	745 04	749 35	1,494 39
4.	786 02	708 37	1,494 39
5.	829 25	665 14	1,494 39
6.	874 86	619 53	1,494 39
7.	922 96	571 43	1,494 39
8.	973 74	520 65	1,494 39
9.	1,027 29	467 10	1,494 39
10.	1,083 80	410 59	1,494 39
11.	1,143 40	350 99	1,494 39
12.	1,206 29	288 10	1,494 39
13.	1,272 64	221 75	1,494 39
14.	1,342 64	151 75	1,494 39
15.	1,416 48	77 91	1,494 39

3. The debentures as to both principal and interest shall be payable in gold and may be payable at any place or places in Canada or the United States.

4. The debentures shall be signed by the mayor and treasurer of the said corporation and shall be sealed with the corporate seal of the said corporation. The interest coupons attached to the said debentures shall be signed by the treasurer of the said corporation and his signature may be printed, stamped, lithographed or engraved.

5. During fifteen years, the currency of the debentures, the sum of \$1,494.39 shall be raised annually for the payment of the said debt and interest and shall be levied and raised annually by a special rate sufficient therefor over and above all other rates on all the rateable property in the municipality at the same time and in the same manner as other rates.

6. The money realized by the sale of such debentures shall be used for the purpose aforesaid and for no other purpose.

7. The said debentures may contain any clause providing for the registration thereof authorized by any statute relating to municipal debentures in force at the time of the issue thereof.

8. The mayor and clerk of the municipality are hereby authorized to sign and execute the agreement between the municipality and the Great War Veterans' Association hereto annexed as Schedule "A," and the clerk is hereby authorized to affix the corporate seal of the municipality thereto, and said agreement shall form part of this by-law and be effective and binding upon the city corporation after its execution as if it formed a part of this by-law.

9. This by-law shall not take effect unless and until the said association has become incorporated and qualified to hold real estate and enter into binding agreements in its corporate name.

Finally passed this day of , 1918.

..... Mayor.

..... Clerk.

CHAPTER 93.

An Act to confirm By-law No. 452 of the Village of Grimsby.

Assented to 24th April, 1919.

Preamble.

WHEREAS the Corporation of the Village of Grimsby has, by petition, represented that certain expenditures were necessarily incurred by the said corporation during the year 1916 over and above the estimate adopted by the council of said corporation, and on which the tax rates were struck, being the sums of \$5,180.05 due to the corporation of the County of Lincoln, and the sum of \$4,852.73 owing to the Bank of Hamilton for money borrowed from the said bank to provide for the current expenditure of the said Village of Grimsby; and the sum of \$2,000 owing to the Water Works Commission of the said Village of Grimsby; and that the said sums are still owing and unpaid; and that, during the year 1919, there was transferred from the current account of the said corporation the sum of \$2,200 to the credit of the overdraft for the year 1916, which sum is required by the said corporation for the payment of debts incurred during the year 1918; and that, during the years 1916 and 1917 grants were made by the said corporation for patriotic purposes to the amount of \$1,736.53, and that no special rate was levied for such purposes; and that it would be unduly oppressive to the ratepayers of the said Village of Grimsby to pay these amounts and all outstanding liabilities of the said Village of Grimsby at one time, in addition to the meeting of the necessary annual expenses of the corporation, and therefore said council, on the eighth day of April, 1919, passed By-law No. 452 to provide for the issue of \$15,000 of debentures for the purpose of paying the said debts; and by its petition the said corporation has asked that said by-law be confirmed and validated; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. By-law No. 452 of the Corporation of the Village of Grimsby, set out in Schedule "A" to this Act, being a by-law to provide for the issue of debentures of the Village of Grimsby, for the sum of \$15,000, required by the said village, is hereby confirmed and declared legal, valid and binding upon the said Municipal Corporation of the said Village of Grimsby and the ratepayers thereof.

By-law
No. 452 to
borrow
\$15,000 to
pay float-
ing debt
confirmed.

2. All debentures to be issued under the said by-law, when so issued, are hereby declared to be legal, valid and binding upon the said corporation and the ratepayers thereof, and it shall not be necessary for the purchaser of any of the said debentures to inquire into the proceedings relating to the passing of the said by-law, or the issue of such debentures.

Confirma-
tion of
debentures.

SCHEDULE "A."

By-law No. 452, of the Village of Grimsby, being a by-law to provide for the issue of debentures of the Village of Grimsby for the sum of fifteen thousand dollars (\$15,000) required by the said Village of Grimsby.

Whereas during the year 1916 the Municipal Council of the Village of Grimsby allowed the amount due for the year 1916 to the Municipal Corporation of the County of Lincoln to remain unpaid and expended the moneys levied for this purpose for the current expenditure of the Village of Grimsby;

And whereas the said sum due to the Municipal Corporation of the County of Lincoln by the Village of Grimsby for the year 1916 is still owing and in arrears and now amounts with interest to the sum of \$5,180.05;

And whereas during the said year 1916 the Municipal Council of the Municipal Corporation of the Village of Grimsby did borrow from the Bank of Hamilton by by-law, certain sums to provide for the current expenditure of the said Village of Grimsby;

And whereas in the year 1916 the Council of the said Village of Grimsby did not levy sufficient moneys for the repayment to the Bank of Hamilton for the full amount of said loans and there is now due and owing by way of loan borrowed in the year 1916 from the Bank of Hamilton by the said Village of Grimsby, the sum of \$4,852.73;

And whereas in addition to the above-mentioned sums there were other liabilities of the said Village of Grimsby outstanding including the sum of \$2,000 due and owing to the Water Works Commission of the said Village of Grimsby for the payment of which said sums the Council of the said Village of Grimsby did not levy sufficient moneys;

And whereas, during the year 1918, there was transferred from the current account of the Corporation of the Village of Grimsby and applied in reduction of the overdraft for the year 1916 the sum of \$2,200, which said transfer was made by the said Corporation under pressure from the Bank of Hamilton and the said sum of \$2,200 is now required for the purpose of paying the liabilities incurred by the said Municipal Corporation in the year 1918;

And whereas, in the year 1916, the Corporation of the Village of Grimsby did grant the sum of \$945.64 and in the year 1917 a further sum of \$790.89, making a total of \$1,736.53 for patriotic purposes for which said sums no special rate was struck and no debentures issued and the said sum is now required to pay existing liabilities of the said municipal corporation;

And whereas it would be unduly oppressive to the ratepayers of the said Village of Grimsby to pay all the outstanding liabilities of the said village at one time in addition to the meeting of the necessary annual expenses of the said corporation;

And whereas the Municipal Council of the Village of Grimsby deem it expedient to issue debentures for the sum of \$15,000 to provide moneys for the payments of the amounts above-mentioned;

And whereas the Municipal Corporation of the Village of Grimsby did, on the twenty-first day of January, 1919, enact By-law No. 451 of the Village of Grimsby to provide for the issue of debentures for the sum of \$15,000, repayable by yearly sums during the period of fifteen years as therein stated;

And whereas the Ontario Railway and Municipal Board have given direction to the said corporation to issue debentures at one time and to make the principal of the said debt repayable by yearly sums during the period of ten years, said yearly sums being of such re-
spective

spective amounts that the aggregate amount payable in each year for principal and interest shall be as nearly as possible equal to the amount payable in each of the other nine years of the said period as shown in Schedule "A" hereunto annexed;

And whereas the total amount required to be raised annually by the said municipality by special rate for the paying of the said debt and interest, as hereinafter provided, is \$2,038.02;

And whereas the amount of the whole rateable property of the Village of Grimsby, according to the last revised assessment roll is \$976,374;

And whereas the amount of the existing debenture debt of the said municipality exclusive of local improvement is \$116,809.49, of which no part either principal or interest is in arrears;

Now, therefore, the Municipal Council of the Municipal Corporation of the Village of Grimsby enacts as follows:

1. That By-law No. 451 of the Village of Grimsby be and the same is hereby repealed.

2. The Municipal Corporation of the Village of Grimsby shall issue debentures of the said village to the amount of \$15,000 as aforesaid, in sums of not less than \$100 each on the date of the confirmation of this by-law by the Legislative Assembly of the Province of Ontario, which debentures shall each be dated on the day of the issue thereof, and shall be payable within ten years thereafter on the date of the issue thereof, in each of the years in the amount shown on the said Schedule "A" at Grimsby, Ontario.

SCHEDULE "A."

No. of Debenture.	Interest.	Principal.	Amount.
1.	\$900 00	\$1,138 02	\$2,038 02
2.	831 72	1,206 30	2,038 02
3.	759 35	1,278 67	2,038 02
4.	682 62	1,355 40	2,038 02
5.	601 30	1,436 72	2,038 02
6.	515 09	1,522 93	2,038 02
7.	423 71	1,614 31	2,038 02
8.	326 86	1,711 16	2,038 02
9.	224 19	1,813 83	2,038 02
10.	115 36	1,922 66	2,038 02

3. Each debenture shall be signed by the Reeve of the said Village of Grimsby, or by some other person authorized by by-law to sign same and by the treasurer thereof and the village clerk shall attach thereto the corporate seal of the said municipality.

4. The said debentures shall bear interest at the rate of six per cent. per annum, payable yearly at the Bank of Hamilton on the date of the issue thereof and each and every year during the currency thereof.

5. There shall be raised annually by special rate, on all the rateable property in said Village of Grimsby, the sum of \$2,038.02 for the purpose of paying the amount due in each year of the said ten years for principal and interest in respect of the said debt as shown on Schedule "A" hereunto annexed.

6. This by-law shall not come into force unless and until it is confirmed and validated by an Act of the Legislative Assembly of the Province of Ontario and on the said Legislative Assembly passing such an Act which shall confirm and validate this by-law. This by-law shall come into force on the date it receives the assent of the Lieutenant-Governor of the Province of Ontario.

Passed in open council this 8th day of April, 1919.

(Seal.)

CHAS. T. FARRELL, *Reeve.*
W. B. RUSS, *Clerk.*

CHAPTER

CHAPTER 94.

An Act respecting the City of Guelph.

Assented to 24th April, 1919.

Preamble.

WHEREAS the Corporation of the City of Guelph has, by its petition, represented that in order to place the said corporation in the same position as other municipal corporations under the provisions of *The Municipal Act* with respect to annual rates of taxation it is desirous of having repealed that part of section 11, 1 Edward VII, chapter 53, which prohibits the council of said corporation to assess, levy or collect in any one year on the whole rateable property within the said city, a rate higher in the aggregate than fifteen mills on the dollar on the assessed value thereof, exclusive of school and local improvement rates; and whereas it has also represented by the said petition that an agreement was entered into between the Municipal Corporation of the City of Guelph, the Municipal Corporation of the Township of Guelph and the Lord Bishop of Niagara and the Rector and Church Wardens of St. George's Church, Guelph, with reference to the management by a commission of the Guelph cemetery, and that it is deemed proper and expedient by the parties thereto that the said agreement should be validated and confirmed with such powers and provisions as may be necessary in the premises; and whereas it is also represented that the watermains in the said city are in many cases laid along properties, the owners of which do not take water or pay anything to the revenue of the waterworks or the sinking funds or interest on the debentures issued by the municipality therefor, although such properties are increased in value thereby, and that in consequence thereof the general water rates are higher than they otherwise would be, and that there is now no effective way of charging any unpaid special rates against the properties benefited by watermains, and that it desires legislation to authorize the council of the said corporation to levy and collect a special rate upon all properties fronting on streets, lanes and alleys upon which watermains are laid, and to provide that all special rates shall be a lien on all properties served with mains and with the right of distress and sale of said lands as in the case of taxes in arrear and unpaid

paid; and whereas it is also represented that the Board of Light and Heat Commissioners of the City of Guelph have represented to the said council that the gas mains in the said city are in many cases laid along properties, the owners of which do not take gas or pay anything to the revenue of the gas works or sinking funds or interest on the debentures issued by the municipality therefor, although such properties are increased in value thereby, and that in consequence thereof the general gas rates are higher than they otherwise would be, and that there is now no effective way of charging any unpaid special rates against the properties benefited by mains and it desires legislation to authorize the said Board of Light and Heat Commissioners to levy and collect a special rate upon all properties fronting on streets, lanes and alleys upon which gas mains are laid, and to provide that all special rates shall be a lien on all properties served with mains and with the right of distress and sale of said lands as in the case of taxes in arrear and unpaid; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Section 11 of *The Guelph Debt Consolidation Act*,¹ Edw. VII, 1901, I Edward VII, chapter 53, is repealed and the following enacted in lieu thereof:—^{repealed.}
¹ Edw. VII, c. 53, s. 11.

11. The amount set forth in Schedule "A" hereof shall be a first charge on the rates to be levied annually by the council of the Municipal Corporation of the City of Guelph.

2. The agreement between the Municipal Corporation of the City of Guelph, the Municipal Corporation of the Township of Guelph and the Lord Bishop of Niagara and the Rector and Church Wardens of St. George's Church, Guelph, dated December 14th, 1918, a copy of which agreement is set out in Schedule "A" to this Act, is hereby validated and confirmed.
Agreement re management of Guelph Cemetery by Commission confirmed.

3. The commission referred to in the said agreement may be established in the manner and subject to the terms and conditions set forth therein and upon such establishment shall be a body corporate and politic under the name of The Guelph Cemetery Commission, and shall have all the powers and privileges and be subject to all the terms and conditions mentioned in the said agreement.
Incorporation of commission.

Application
of Rev.
Stat., c. 261.

4. *The Cemetery Act* shall apply to The Guelph Cemetery Commission and the trustees thereof and to the lands held from time to time for cemetery purposes by the said commission, save as is herein otherwise specially enacted.

Property
vested in
commission.

5. Upon the establishment of the said commission and without any conveyance or assignment, there shall be vested in it for its purposes all the estate and interest of the parties to the said agreement in all funds, securities, money, chattels, personal property, tools and appliances referred to therein then held by them in connection with the said cemetery or cemetery lands.

Variance
of terms
of con-
veyance
of certain
lands.

6. The conditions, stipulations and provisions contained in a certain conveyance dated December 26th, 1853, from one William Clark, referred to in the said agreement to the Municipality of the Town of Guelph and the Municipality of the Township of Guelph and in a certain other conveyance dated December 26th, 1853, from the said William Clark to the Right Reverend John Lord Bishop of Toronto, of the said cemetery lands in so far as they are at variance with the provisions of the said agreement, shall be null and void and of no effect.

Special
rate to
meet ex-
penses of
commission.

7. The councils of the Corporation of the City of Guelph and the Corporation of the Township of Guelph shall levy and collect annually upon the taxable property subject to taxation for general purposes of all persons in the said municipalities who are Protestant ratepayers and on that part of such taxable property of firms and corporations in the said Municipalities as is not entered, rated and assessed for the purpose of Separate Schools in the annual assessment rolls of the respective municipalities such sums as may be required by the commission for its purposes and shall pay the same to the treasurer of the commission from time to time as may be required by the commission. The sum to be required annually by the commission from the said municipalities shall not exceed \$2,000 and shall be provided by the City of Guelph and Township of Guelph in proportion to the Protestant population of the respective municipalities as determined as aforesaid by the said assessment rolls.

Special
rate on
land
fronting
or abutting
on water
mains.

8.—(1) Subject to subsection 2 hereof, the council of the City of Guelph shall have power, by by-law to be passed by it, to levy and charge a special rate upon the several lands, lots or parts of lots, whether occupied or vacant, fronting or abutting upon all streets, lanes and alleys in the said municipality upon which water mains from which the city is willing to supply water are laid, which special rate shall be an annual rate according to the frontage of the said

lands

lands, lots or parts of lots, which rate shall not exceed five cents per foot for such frontage, subject to the same discount for prompt payment as shall be allowed in respect of ordinary water rates for domestic use, and may, by by-law of the council, be changed from time to time as the council may determine; and the said council may provide an equitable mode of assessing corner lots, triangular and other irregularly shaped pieces of land or lands unfit for building purposes where the council deems it inequitable to assess the full frontage thereof, or to assess at as high a rate as other land fronting on any street; provided that if the sum, rate or rent charged to the owner or occupant for the use of water shall be less than such special rate for the same period, the corporation shall remit or allow to such owner or occupant the sum, rate or rent so charged on account of the said special rate authorized in this section, and provided also that if the sum, rate or rent charged to the owner or occupant for the use of water shall, for the same period be greater than, or equal to, the said special rate, the corporation shall remit or allow to such owner or occupant the amount of said special rate on account of the said sum, rate or charge.

(2) The engineer for the time being of the Corporation of the City of Guelph shall make the measurements of the frontages for the purposes hereof, in cases where the frontages of the lands, lots or parts of lots have not, in the judgment of the council, been properly set out in the city assessment roll.

(3) The said special rate shall be payable at the time or times during the year, fixed by the council for payment thereof, and until paid shall be a lien and charge upon the lands, tenements, lots or parts of lots against which the same are charged or assessed, and arrears of such special rates may, with interest thereon at the rate of ten per cent. per annum from the time of default in payment, be levied and collected in like manner as municipal rates and taxes are collectable.

9.—(1) Subject to subsection 2 hereof, the Board of Light and Heat Commissioners of the City of Guelph shall have power, by by-law to be passed by it, to levy and charge a special rate upon the several lands, lots or parts of lots, whether occupied or vacant, fronting or abutting upon all streets, lanes and alleys in the said municipality upon which gas mains from which the Board of Light and Heat Commissioners is willing to supply gas are laid, which special rate shall be an annual rate according to the frontage of the said lands, lots or parts of lots, which rate shall not exceed

five

five cents per foot for such frontage, subject to the same discount for prompt payment as shall be allowed in respect of ordinary gas rates for domestic use, and may, by by-law of the said board, be changed from time to time as the commissioners may determine; and that the said board may provide an equitable mode of assessing corner lots, triangular and other irregularly shaped pieces of land or lands unfit for building purposes where the board deems it inequitable to assess the full frontage thereof, or to assess at as high a rate as other land fronting on any street; provided that if the sum, rate or rent charged to the owner or occupant for the use of gas shall be less than such special rate for the same period, the said board shall remit or allow to such owner or occupant the sum, rate or rent so charged on account of the said special rate authorized in this section, and provided also that if the sum, rate or rent charged to the owner or occupant for the use of gas shall, for the same period be greater than, or equal to, the said special rate, the said board shall remit or allow to such owner or occupant the amount of said special rate on account of the said sum, rate or charge.

Approval
of council
to by-law.

(2) The by-law for the said special rate shall not be finally passed by the said board until it has been submitted to and received the approval of the majority of all the members of the municipal council of the said city at a regular meeting thereof.

Measure-
ment of
frontages.

(3) The said Board of Light and Heat Commissioners, by by-law to be passed by it, shall also have power to employ such person as they think proper to make the measurements of frontages for the purposes hereof, in cases where the frontages of lands, lots or parts of lots have not, in the judgment of the said board, been properly set out in the city assessment roll, and to fix the compensation of the said person.

Payment
of special
rate.

(4) The said special rate shall be payable at the time and times during each year, fixed by the said board for payment thereof, and until paid shall be a lien and charge upon the lands, tenements, lots or parts of lots against which the same are charged or assessed, and arrears of such special rates may, with interest thereon at the rate of ten per cent. per annum, from the time of default in payment, be levied and collected in like manner as municipal taxes and rates are recoverable.

SCHEDULE "A."

Memorandum of agreement made in quadruplicate this 14th day of December, 1918,

Between:

The Municipal Corporation of the City of Guelph, hereinafter called "the City," of the first part;

The Municipal Corporation of the Township of Guelph, hereinafter called "the Township," of the second part,

and

The Right Reverend the Lord Bishop of Niagara and the Rector and Churchwardens of St. George's Church, Guelph, hereinafter called the parties of the third part.

Whereas the city and the township own the cemetery lands in the Township of Guelph, known as The Guelph Union Cemetery, and more particularly described in schedule hereunto annexed marked "A" and the Right Reverend the Lord Bishop of Niagara owns the cemetery lands adjacent to the said Guelph Union Cemetery more particularly described in schedule hereunto annexed marked "B," subject to the uses and upon the trusts that the same are to be used as and for a cemetery belonging to St. George's Church, Guelph;

And whereas the said cemetery lands were conveyed to the city and township, and to the predecessor in title of the said Lord Bishop respectively by two certain conveyances dated 26th December, 1853, made by William Clark, late of the Town of Guelph, in the County of Wellington, Esquire, deceased, subject to the provisions and conditions set out in the said conveyance;

And whereas by an arrangement with the Rector and Churchwardens of St. George's Church, Guelph, the city and township obtained a conveyance to them of the land more particularly described in schedule hereto annexed marked "C" which conveyance is dated the fifth day of January, 1901, and is from Peter Gokey and wife to the said city and township, and on which land is a spring of water;

And whereas by an agreement dated the 26th day of March, 1904, made between the Rector and Churchwardens of St. George's Church, Guelph, and the said city and township, the said rector and churchwardens agreed to pay (and have since paid) one-third of the total cost of securing the said spring and land and erecting a windmill and tanks for the purpose of supplying water to the said cemeteries and of erecting the tie-rails and posts outside the fence of the said cemeteries, and in consideration whereof the said rector and churchwardens and their successors were declared to be owners of one undivided third of said land, mill, tank and apparatus;

And whereas it has been agreed between the parties hereto that all the said cemetery lands shall be maintained and managed by a commission to be created for the purpose of managing, and maintaining the said cemetery lands as one cemetery as hereinafter set out;

Now, therefore, this indenture witnesseth that in consideration of the premises, and of the mutual agreements of the parties hereto herein contained, they, the said parties hereto, do hereby covenant and agree each with the other of them as follows:

1. A cemetery commission shall be created for the purpose of maintaining and managing the said cemetery lands as one cemetery to be called The Guelph Cemetery as hereinafter set out, and the said commission shall consist of six (6) members of whom two (2) shall be appointed by the Council of the City of Guelph, two (2) by the Council of the Township of Guelph, and two (2) by a joint meeting of the Incumbents and Churchwardens of all the churches of the Church of England in Canada, which are or hereafter may be situated within the boundaries of the City or Township of Guelph. Such joint meeting shall be called by the Churchwardens of St. George's Church, Guelph, by written notice mailed at least three days previously to the others entitled to attend such meeting, at which four shall constitute a quorum. No member of The Roman Catholic Church or of the Church of England in Canada shall be eligible for appointment to said commission by the Council of the City or of the Township of Guelph. The members of the said commission shall hold office for three years, but shall be eligible for reappointment. The said commission shall be a corporation by the name of The Guelph Cemetery Commission, which shall have the management and control of the said cemetery and of all land, money, and personal property in connection therewith. The commission shall be capable of receiving and taking from any person or body corporate by grant, gift, devise or otherwise, any real or personal property whatsoever for the use, support, or purposes of the corporation and without license in mortmain and all persons and bodies corporate shall have full and unrestricted right and power to give, grant, devise and bequeath to the corporation any real or personal property whatsoever.

2. It is the intention that after the appointment of the said commission the whole of the said cemetery lands described in schedules hereto annexed and marked "A," "B," and "C" respectively shall be managed and maintained as one cemetery to be called The Guelph Cemetery except in regard to the interment of members of the Church of England and their friends and relatives as hereinafter set out, and the Rector and Churchwardens of St. George's Church, Guelph, shall be forever freed from all payments referred to in said agreement dated March 26th, 1904.

3. At the time this agreement becomes operative by the said commission taking over the management of the said cemetery as hereinbefore set out, there shall be transferred, assigned to, and vested in the said commission all funds, securities, moneys, chattels and personal property then belonging to the parties of the first and second parts in connection with the said cemetery lands and the moneys of the said St. George's Church now in hand in connection with the said St. George's Cemetery amounting to \$490.40 and all tools and appliances and all further moneys, if any, of the said St. George's Church, which shall at the time the said agreement becomes operative as aforesaid be in hand in connection with the said St. George's Cemetery.

4. The said cemetery and all the real and personal property, revenues, expenditures, business and affairs in connection therewith, including the making of rules and regulations thereof, shall be under the government and management of the said commission.

5. It is understood and agreed that no persons other than members of the Church of England shall be interred in that part of the said cemetery now known as St. George's Cemetery and described in Schedule "B" hereto annexed except with the permission in writing of the Incumbent and Churchwardens of St. George's Church, Guelph, except that all members of the Church of England now owning lots or plots in the said St. George's Cemetery, or who may hereafter acquire lots or plots therein, and the friends and relatives of such members, may be interred in the said St. George's Cemetery, but all interments therein whatsoever shall

shall be made according to the rites of the Church of England in Canada and no other rites, ministrations or services shall at any time whatsoever be permitted therein except with the consent in writing of the Incumbent and Churchwardens of St. George's Church, Guelph.

6. In case the cemetery lands now known as St. George's Cemetery and more particularly described in schedule hereto annexed marked "B" shall at any future time not afford room therein for further interments or for the sale of any more lots or plots, and in case the said commission shall have purchased or otherwise acquired lands other than those more particularly described in said schedules and for the purpose of interments therein free of any or all restrictions set out in regard to interments in that part of the said cemetery now known as St. George's Cemetery and which are set out in paragraph five (5) hereof, it shall be the duty of said commission if and when requested by the members thereof appointed by such joint meeting to forthwith purchase or acquire further and suitable land equal in area to one-fourth of the lands so purchased or acquired and such lands shall be consecrated and set apart as said St. George's Cemetery has been consecrated and set apart and shall be subject to all the restrictions contained in said paragraph numbered five (5) hereof as if it had always formed part of said St. George's Cemetery, and so on from time to time as the lands which become subject to the restrictions of paragraph numbered five (5) hereof no longer afford room therein for further interments or for the sale of any more lots or plots.

7. The said commission shall have power to ask for and shall be entitled to receive an annual appropriation for the maintenance and upkeep of the said cemetery from the city and the township, but not exceeding the annual sum of two thousand (\$2,000) dollars to be provided by the city and township respectively in proportion to the Protestant population of the city and the township respectively from time to time, the said appropriation to be collected by taxation from the Protestant ratepayers of the city and township in the proportion aforesaid.

8. The moneys in the hands of any person or corporation for the purpose of expending the same or the interest thereon upon that part of the said cemetery now known as St. George's Cemetery, or upon any part thereof or upon any lots, plots or graves therein, may be handed over to the said commission which shall expend the same, or invest the principal and expend the interest thereon, as nearly as possible in accordance with the intentions of the respective donors.

9. The moneys in the hands of The Guelph Union Cemetery Committee for perpetual upkeep shall be expended for special care and attention as may be decided by the said commission to the burial plots of those parties who have contributed to the said fund.

10. The conditions, stipulations and provisions contained in the conveyances from the said William Clark of the said cemetery lands hereinbefore mentioned in so far as they are at variance with the provisions of this agreement shall be null and void and of no effect.

11. Save as aforesaid it shall be the duty of the said commission to make no distinction or discrimination whatsoever by way of expenditure of money or otherwise, in the maintenance, improvement and management of the said cemetery to be known as The Guelph Cemetery between the part or parts thereof which shall be subject to the restrictions contained in paragraph numbered five (5) hereof, and any other part or parts used or to be used for the purpose of interments therein but not subject to said restrictions, and all parts of said cemetery used or to be used for the purpose

purpose of interments therein shall be maintained, improved and managed alike without any distinction or discrimination whatsoever save always as hereinbefore provided, and any of the parties hereto, or their respective successors, shall have the right, without prejudice to any other rights they might otherwise have, to commence action or suit in the Supreme Court of Ontario against the said commission to compel it to rectify any said distinction or discrimination complained of, and upon proof thereof the said court shall order or adjudge that the said commission shall rectify such distinction or discrimination if and so far as possible and in order to carry into effect the true intent and meaning of this agreement, and in the same or in a separate action or suit which may be brought by any of the parties hereto, or their successors, against the said commission it shall be the duty of the said court upon proof of a breach by the commission of any of the terms or conditions of this agreement to make any order or pronounce any judgment it shall deem meet in order to carry out the true intent and meaning of this agreement and to remedy the breach if and as far as possible.

12. A special Act of the Legislature of the Province of Ontario shall be obtained for the purpose of validating this agreement and effectuating the intention thereof, and if such Act be not passed on or before the thirtieth day of June, 1920, this agreement shall be null and void and of no effect.

13. The said commission shall have all the rights and powers conferred upon the owner of a cemetery by *The Cemetery Act* (R.S.O., Cap. 261).

In witness whereof the mayor and clerk of the city and the reeve and clerk of the township have hereunto set their hands and affixed the corporate seals of the said corporations and the parties of the third part have hereunto set their hands and seals.

Signed, sealed and delivered
in the presence of

(Sgd.) L. M. SWAYZE.

JOHN NEUSTEAD, *Mayor*.

as to execution by the City of
Guelph.

(Sgd.) T. J. MOORE, *City Clerk*.

(Sgd.) JOHN L. CARTER

(Sgd.) H. D. CAMERON, *Reeve*.

as to execution by the Town-
ship of Guelph.

(Sgd.) WM. LAIDLAW,
City Clerk.

(Sgd.) EDWARD RENWICK.

(Sgd.) WILLIAM NIAGARA.

as to execution by The Right
Reverend The Lord Bishop of
Niagara.

(Sgd.) G. F. SEWEL. (Seal.)
Rector of St. George's Church,
Guelph.

(Sgd.) HENRY HOWITT

(Sgd.) F. GRAESSUL. (Seal.)
(Sgd.) W. H. JONES. (Seal.)

as to execution by the Rector
and Churchwardens of St.
George's Church, Guelph.

Churchwardens of St. George's
Church, Guelph.

Schedule "A" referred to in the annexed agreement between the Municipal Corporation of the City of Guelph, of the first part, the Municipal Corporation of the Township of Guelph, of the second part, and The Right Reverend the Lord Bishop of Niagara and the Rector and Churchwardens of St. George's Church, Guelph, of the third part.

All and singular that certain parcel or tract of land and premises with the appurtenances situate, lying and being in the Township of Guelph, in the County of Wellington, and being composed of the north-westerly part of lots numbers thirty-one and thirty-two in Division "A" of the Township of Guelph aforesaid and containing by admeasurement thirty acres of land be the same more or less; and which said parcel or tract of land may be better known and described as follows, that is to say: Commencing at the distance of twelve chains and fifty links from the northerly angle of said lot number thirty-two on a course therefrom of south forty-five degrees west thence continuing the same course (south forty-five degrees west) eleven chains seventy-six links to a stake; thence south forty-five degrees east sixteen chains fifty links to a stake; thence north forty-five degrees east twenty-four chains twenty-six links more or less to the Woolwich Road; thence north forty-five degrees west eight chains fifty links to a stake; thence south forty-five degrees west eight chains fifty links to a stake; thence north forty-five degrees west eight chains fifty links to a stake; thence south forty-five degrees west twelve chains fifty links to a stake; thence north forty-five degrees west eight chains more or less to the place of beginning.

Schedule "B" referred to in the annexed agreement between the Municipal Corporation of the City of Guelph, of the first part, the Municipal Corporation of the Township of Guelph, of the second part, and The Right Reverend the Lord Bishop of Niagara and the Rector and Churchwardens of St. George's Church, Guelph, of the third part.

All and singular that certain parcel or tract of land and premises with the appurtenances situate, lying and being in the Township of Guelph, in the County of Wellington aforesaid, being composed of the northerly part of lots numbers thirty-one and thirty-two in Division "A" of the said Township of Guelph, containing by admeasurement ten acres of land be the same more or less and butted and bounded and otherwise known as follows, that is to say: Commencing at the northerly angle of the said lot number thirty-two thence south forty-five degrees west twelve chains fifty links to a stake thence south forty-five degrees east eight chains to a stake; thence north forty-five degrees east twelve chains fifty links more or less to the Woolwich Road, thence north forty-five degrees west eight chains more or less to the place of beginning, containing ten acres of land be the same more or less as aforesaid.

Schedule "C" referred to in the annexed agreement between the Municipal Corporation of the City of Guelph, of the first part, the Municipal Corporation of the Township of Guelph, of the second part, and The Right Reverend the Lord Bishop of Niagara and the Rector and Churchwardens of St. George's Church, Guelph, of the third part.

All and singular that certain parcel or tract of land and premises in the Township of Guelph, in the County of Wellington, being part of lot number thirty-three in Division "A" in the Township aforesaid more particularly described in the conveyance thereof from Peter Gokey and wife to the Municipal Corporation of the City of Guelph and the Municipal Corporation of the Township of Guelph and dated the 5th January, 1901.

CHAPTER 95.

An Act respecting the City of Hamilton.

Assented to 24th April, 1919.

Preamble.

WHEREAS the Corporation of the City of Hamilton has by petition prayed for special legislation in respect of the several matters hereinafter set forth and whereas the City Corporation has asked for authority to pass by-laws, without submitting the same to the electors, qualified to vote on by-laws for the creation of debts for the following purposes, namely: (a) To provide \$15,000 for the completion of the filling in of Sherman Inlet between the Toronto-Hamilton and Buffalo Railway Belt Line and the Grand Trunk Railway (Northern and North Western Division); (b) To provide \$7,000 amount expended in completing the west-end sewage disposal works; (c) To provide \$300,000 for improvements to the City Hospital, Barton Street, and for the erection and equipment of Nurses' Home for Mount Hamilton Hospital; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Power to
borrow
money for
certain
purposes
without
assent of
electors.

1. The Council of the Corporation of the City of Hamilton may without submitting the same to the electors qualified to vote on by-laws for the creation of debts, pass by-laws authorizing the issue of debentures for the following amounts and purposes, namely:

- (a) To provide \$15,000 for the completion of the filling in of Sherman Inlet between the Toronto-Hamilton and Buffalo Railway Belt Line and the Grand Trunk Railway (Northern and North Western Division);
- (b) To provide \$7,000 amount expended in completing the west-end sewage disposal works;

(c)

- (c) To provide \$300,000 for improvements to the City Hospital, Barton Street, and for the erection and equipment of Nurses' Home for Mount Hamilton Hospital;

and for such purposes to issue debentures of the said corporation of not less than \$100 each, the principal to be payable in twenty years at the furthest from the time or times when such debentures are issued, and to raise and levy annually by special rate on the rateable property in the said municipality such sum or sums as may be necessary for payment of the said debts and interest. The debentures to be issued under the by-law passed under this section may bear interest payable yearly or half-yearly, and at such rates as the council of the said corporation may determine.

2.—(1) The Hydro-Electric Power Commission of Ontario is authorized to survey, lay out, construct, build, equip Power to construct and operate railway. and operate a railway:

- (a) From a point on the Toronto, Hamilton and Buffalo Railway at or near Red Hill, in the Township of Saltfleet, in the County of Wentworth, in a northerly direction and across the Hamilton Beach and Burlington Beach, to a point at or near Burlington Junction, on the Grand Trunk Railway; and
- (b) From a point at or near the junction of the said proposed line of railway with the main line of the Grand Trunk Railway east of the City of Hamilton, westerly through the Township of Saltfleet and the City of Hamilton, to a point at or near the present line of the Toronto, Hamilton and Buffalo Railway, at or near the Hamilton cemetery, and construct railway yards, sidings, terminals and other facilities for railway traffic and the exchange of traffic with other railways, and to enter into agreements with railway companies for running rights over the lines of railway authorized by this section, or over the lines of such railway companies.

(2) The municipal corporation of the City of Hamilton may enter into an agreement with the Hydro-Electric Power Commission of Ontario for the construction, equipment and operation of the said railways and other works, or any of them, by The Hydro-Electric Power Commission of Ontario, at the cost and on behalf of the corporation of the City of Hamilton, and the agreement may provide for the incorporation

tion of the railways and works authorized to be constructed by subsection 1, in a system of radial railways hereafter to be constructed by the Commission under *The Hydro-Electric Railway Act, 1914*, and in the event of the incorporation of the said railways and works or any part thereof in any such radial railway system, any sums which may have been paid by the corporation of the City of Hamilton, to the Commission for the construction of railways and works or any part thereof authorized by subsection 1, may be reimbursed to the City of Hamilton or shall be allowed for and credited to the City of Hamilton on account of any sums for which it may become liable on account of such radial railway system.

(3) The Hydro-Electric Power Commission of Ontario shall have and may exercise for the purposes set out in subsection 1, all the rights, powers and privileges which it has and may exercise for the construction and operation of a railway under the provisions of *The Hydro-Electric Railway Act, 1914*, and amendments thereto.

(4) The Council of the Corporation of the City of Hamilton may pass by-laws, with the assent of the qualified electors, for the issue of debentures to raise the amounts (if any) required for the above purposes.

CHAPTER 96.

An Act Respecting the City of London.

Assented to 24th April, 1919.

WHEREAS the Corporation of the City of London has Preamble.
 prayed for special legislation in respect of the matters
 hereinafter set forth; and whereas it is desirable that By-
 laws Nos. 5844 and 5843 of the Corporation of the City of
 London should be confirmed; and whereas the said corpora-
 tion has asked for authority to issue debentures to the amount
 of \$161,000, to cover the cost of certain works and improve-
 ments of an urgent and necessary character, and the sum of
 \$200,000 to erect a building for a City Hall; and whereas
 it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and con-
 sent of the Legislative Assembly of the Province of Ontario,
 enacts as follows:—

1.—(1) The Corporation of the City of London may pass Power to
 a by-law to borrow, and may borrow, the sum of \$50,000 borrow
 and may issue debentures therefor for any period not exceed- \$50,000 for
 ing thirty years from the date of the issue thereof, and at storm
 such rate of interest not exceeding six per cent. per annum, sewers.
 as the council of the said corporation may determine, to pay
 for the construction of storm sewers in the City of London,
 in the city proper.

(2) The Corporation of the City of London may pass Debentures.
 a by-law to borrow, and may borrow, the sum of \$50,000
 and may issue debentures therefor for any period not exceed-
 ing thirty years from the date of the issue thereof, and at
 such rate of interest not exceeding six per cent. per annum,
 as the council of the said corporation may determine, to pay
 for the construction of a storm sewer system in west London.

2. The Corporation of the City of London may pass a Power to
 by-law to borrow, and may borrow, the sum of \$36,000 for borrow
 the Public Utilities Commission of the City of London, and \$36,000 for
 waterworks.

may

may issue debentures therefor for any period not exceeding thirty years from the date of the issue thereof, and at such rate of interest not exceeding six per cent. per annum, as the council of the said corporation may determine, to pay for certain necessary extensions and additions to the waterworks pumping plant and distribution system of the City of London.

Power to
borrow
\$25,000 for
electric
light plant.

3. The Corporation of the City of London may pass a by-law to borrow, and may borrow, the sum of \$25,000 for the Public Utilities Commission of the City of London, and may issue debentures therefor for any period not exceeding thirty years from the date of the issue thereof, and at such rate of interest not exceeding six per cent. per annum, as the council of the said corporation may determine, to pay for certain necessary extensions and additions to the distribution system of the electric light plant of the City of London.

Power to
borrow
\$200,000 for
erection of
city hall.

4. The Corporation of the City of London, with the assent of the electors qualified to vote on money by-laws, may pass a by-law to borrow, and may borrow, the sum of \$200,000, and may issue debentures therefor for any period not exceeding thirty years from the date of the issue thereof, and at such rate of interest not exceeding six per cent. per annum, as the council of the said corporation may determine, to pay for the erection of a building on the site of the building on the north side of Dundas Street, now occupied as a city hall, in the said city, to be used as a city hall.

Assent of
electors
not required.

5. It shall not be necessary that any of the by-laws for the purposes mentioned in sections 1, 2 and 3 shall be submitted to, or receive the assent of, the electors of the said city, but all the other provisions of *The Municipal Act*, which are applicable and which are not inconsistent with the provisions of this Act, shall apply to the said by-laws.

Irregularity
in form not
to
invalidate.

6. No irregularity in the form of any of the debentures issued under the authority of this Act, or of any by-law authorizing the issue thereof, shall render the same invalid, or be allowed as a defence to any action against the Corporation of the City of London for the recovery of the amount thereof, or interest thereon, or any part thereof.

By-law
No. 5844
confirmed.

7. By-law No. 5844 of the Corporation of the City of London, passed on the 20th day of January, A.D. 1919, being a by-law to provide for borrowing \$100,000 for the purpose of erecting the Western University Medical School, is confirmed and declared to be legal, valid and binding.

8. By-law No. 5843 of the Corporation of the City of London, passed on the 20th day of January, A.D. 1919, being a by-law to provide for borrowing \$50,000 for the purpose of purchasing lands within the City of London for industrial sites, is confirmed and declared to be legal, valid and binding; and the Corporation of the City of London is hereby authorized and empowered to purchase lands within the said City of London for industrial sites, and to sell the same from time to time at such prices and upon such terms as to the council of the said corporation may, from time to time, seem fit, provided that no land shall be sold by the said corporation for less than the cost of it to the said corporation.

9. It is hereby declared that the proceeds of the mortgage from The London and South-Eastern Railway Company to the Corporation of the City of London, received by the said corporation, forms part of the sinking funds of the said corporation.

10. This Act may be known and cited as *The City of London Act, 1919*.

CHAPTER 97.

An Act respecting the City of Niagara Falls and the
Niagara Falls Suspension Bridge Company.*Assented to 24th April, 1919.*

Preamble

WHEREAS the Niagara Falls Suspension Bridge Company have by petition prayed that an Act may be passed to ratify, confirm and legalize By-law No. 878 of the Municipal Corporation of the City of Niagara Falls, fixing the assessment of the said company at the sum of one hundred and fifty thousand dollars (\$150,000) for ten years from and including the year 1918; and whereas the said municipality has by petition prayed for the passing of the said Act in order to settle certain differences which have existed between the said company and the said municipality regarding the right of the latter to assess and tax portions of the said company's property, as well as regarding the amount at which the said property should be assessed and taxed; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario enacts as follows:—

By-law
No. 878
confirmed.

1. By-law No. 878 of the Municipality of the City of Niagara Falls, set forth in Schedule "A" to this Act is hereby confirmed and declared legal and binding for all purposes on the said City of Niagara Falls, and the ratepayers thereof, notwithstanding anything in any Act to the contrary.

SCHEDULE "A."

CITY OF NIAGARA FALLS BY-LAW NO. 878.

A by-law respecting the assessment and taxation of the Niagara Falls Suspension Bridge Company.

Whereas differences exist between the Corporation of the City of Niagara Falls and the Niagara Falls Suspension Bridge Company in reference to the assessment and taxation by the city corporation of the property belonging to the said company within the said municipality;

And

And whereas such differences exist both in respect of the legal rights of the city corporation to assess and tax portions of the said property as well as the amount for which the property should be assessed and taxed;

And whereas it has been agreed between the corporation and the said company that for the purpose of settling such differences for the next ten years the annual assessment of the property of the company shall be fixed at the sum of \$150,000 during the said period but that the legal rights of the corporation and the company shall not be affected by anything herein contained when this by-law ceases to be operative;

And whereas the corporation have agreed to petition the Legislature for an Act to validate this by-law, such legislation to be obtained at the expense of the company;

Therefore the Council of the Corporation of the City of Niagara Falls hereby enacts as follows:

1. That for a period of ten years from and including the year 1918 all the real estate, bridge, property and effects of the Niagara Falls Suspension Bridge Company within the limits of the City of Niagara Falls shall be annually assessed (including business assessment) at the sum of \$150,000 for each and every of the said years.

2. That during the said period all municipal rates, taxes, levies and assessments made or levied against the said company, except rates or taxes in respect of local improvements and except taxation for school purposes, shall be made and levied upon the said fixed assessment of \$150,000.

Passed this 20th day of January, 1919.

(Sgd.) H. P. STEPHENS, *Mayor*.

A. W. J. SEYMOUR, *Clerk*.

(L.S.)

CHAPTER 98.

An Act to amend The Act respecting the Town of Ojibway.

Assented to 24th April, 1919.

Preamble.

WHEREAS the Municipal Corporation of the Town of Ojibway has, by its petition represented that it was incorporated by an Act passed in the third and fourth years of the reign of His Majesty, King George V, chapter 108, under which Act the first councillors were to hold office until the thirty-first day of December, 1916; and that the said Act was amended by an Act passed 6 George V, Chapter 82, amending the said Act, under which amendment the first councillors were to hold office until the thirty-first day of December, 1919; and that it is desirable in the interests of the said corporation that the terms of office of the first councillors should be further extended; and whereas the said corporation has prayed that an Act may be passed for such purposes; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

2-4 Geo. V,
c. 108, p. 3,
amended.

1. Subsection 3 of section 3 of the Act passed in the third and fourth years of the reign of His Majesty, King George V, chapter 108, as amended by 6 George V, chapter 82, section 3, is further amended by inserting after the figures 1919 the figures 1920, 1921, 1922, 1923 and 1924. Subsection 4 of section 3 of the said Act, as amended as aforesaid, is amended by striking out the figures 1919, and substituting therefor the figures 1924.

S. 4
amended.

2. Section 4 of the said Act, as amended by 6 George V, chapter 82, section 3 is further amended by striking out the figures 1919 and substituting therefor the figures 1924.

S. 5
amended.

3. Section 5 of the said Act, as amended by 6 George V, chapter 82, section 3 is amended by striking out the figures 1919 and substituting therefor the figures 1924.

CHAPTER

CHAPTER 99.

An Act to confirm a By-law of the Town of Orangeville to loan \$30,000 for the establishment of a Shoe Factory.

Assented to 24th April, 1919.

WHEREAS the Corporation of the Town of Orangeville, by petition, has represented that the Council thereof has unanimously given a first and second reading to a by-law of the said town to authorize the issue of debentures of the Town of Orangeville to the amount of \$30,000 in two sets of \$15,000 each to grant a bonus by way of loan of \$30,000 for the establishment of a shoe factory in the Town of Orangeville and to exempt certain property of the said factory from municipal taxation and to fix the rate for water supplied for the purposes and on the terms in the said by-law set out; and whereas the said Corporation of the Town of Orangeville has, by the said petition, prayed that an Act may be passed confirming, legalizing and validating the said by-law and the agreement therein set out; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The said by-law of the Corporation of the Town of Orangeville, set out in Schedule "A," hereto, and all debentures to be issued thereunder, and the said agreement are hereby ratified, confirmed and declared to be legal, valid and binding upon the said corporation, the ratepayers thereof and all parties to the said agreement, subject to the said by-law receiving the assent of the electors in the manner required by *The Municipal Act* respecting Bonus By-laws, but nothing herein contained shall make the limitation of power to bonus contained in clause "D" of section 396 of *The Municipal Act* applicable to said by-law.

Preamble.

By-law granting bonus of \$30,000 and exemption from taxation confirmed.

Rev. Stat., c. 192.

SCHEDULE "A."

By-Law No.

Being a by-law to authorize the issue of debentures of the Town of Orangeville to the amount of \$30,000 in two sets of \$15,000 each to grant a bonus by way of loan of \$30,000 for the establishment of a shoe factory in the Town of Orangeville and to exempt certain property of the said factory from municipal taxation and to fix the rate for water supplied.

Whereas J. W. Hewetson Company, Limited, has entered into the agreement with the Corporation of the Town of Orangeville set out in Schedule "A" hereto, which is hereby incorporated in and is to be read and construed as part of this by-law;

And whereas it is advisable upon the said J. W. Hewetson Company, Limited, complying with the terms, provisions and conditions of the said agreement on its part to be performed prior to the grant of such bonus by way of loan that the Corporation of the Town of Orangeville should grant to the said J. W. Hewetson Company, Limited, a bonus by way of loan of the sum of \$30,000 in two sums of \$15,000 each as in the said agreement provided;

And whereas in order to provide the said bonus by way of loan it will be necessary to issue debentures of the said municipality for two sums of \$15,000 each as herein provided (which is the amount of the debt intended to be created by this by-law) the proceeds of the said debentures to be applied for the purpose aforesaid and to no other and the said debentures shall be payable as hereinafter provided;

And whereas it is intended that the proposed expenditure in connection with the said shoe factory will extend over a series of years and that for the said purpose the sum of \$15,000 will be required within two years after the final passing of this by-law and the sum of \$15,000 within five years after the final passing of this by-law, and—it being in the opinion of the Municipal Corporation of the said Town of Orangeville, undesirable to have large portions of the money to be raised under this by-law in hand unused and uninvested—it would be to the advantage of the municipality to issue the said debentures in installments as hereinafter provided, each installment of the debt thereby respectively secured together with the interest thereon being made payable in equal, annual installments extending over twenty years from the date of the issue of the debentures respectively representing the same;

And whereas it is desirable to make the principal of the said debentures payable by yearly sums during the period of twenty years after the issue of each installment being the currency of the said debentures said yearly sums being of such respective amounts that the aggregate amount payable each year for principal and interest in respect of the said debt shall be as nearly as possible equal to the amount so payable in each of the other nineteen years of said period;

And whereas the total amount required by *The Municipal Act* to be raised annually during the first of such periods of twenty years for paying the first installment of the said debt and interest thereon is \$1,307.77 and during the second of such periods of twenty years for paying the second installment of said debt and interest thereon is \$1,307.77;

And whereas the amount of the whole rateable property of the Town of Orangeville according to the last revised assessment roll thereof is \$986,095;

And

And whereas the amount of the existing debenture debt of the said municipality is the sum of \$94,867.31 whereof no principal or interest is in arrear;

And whereas there is at present no shoe factory in the said Town of Orangeville;

Therefore the Municipal Council of the Corporation of the Town of Orangeville enacts as follows:

1. That the said agreement bearing date the thirty-first day of March, 1919, made between J. W. Hewetson Company, Limited, of the first part, and The Corporation of the Town of Orangeville, of the second part, set out in Schedule "A" hereto is hereby approved of.

2. The Municipal Council of the said Town of Orangeville is hereby authorized and empowered to grant a bonus by way of loan to the said J. W. Hewetson Company, Limited, and for the purpose of raising the said sum of \$30,000 in two installments of \$15,000 each required for the purpose aforesaid, debentures of the said Town of Orangeville to the amount in all of \$30,000 in two sets of \$15,000 each in sums of not less than \$100 each bearing interest at the rate of six per cent. per annum payable yearly on the anniversary of the date of the issue thereof and having coupons attached thereto for the payment of interest shall be issued and the said principal and interest shall be payable at the Sterling Bank of Canada in the said Town of Orangeville.

3. \$15,000 of the said debentures shall be issued within two years after the date on which this by-law is passed and a further sum of \$15,000 within five years after the date on which this by-law is passed, if the terms, provisions and conditions of the hereinbefore mentioned agreement prior to the issue of the said debentures on the part of the said J. W. Hewetson Company, Limited, have been observed and performed.

4. Both sets of the said debentures shall bear date of the day of issue thereof and shall be payable in twenty annual installments during the twenty years next after the time when the same are issued and the respective amounts of principal and interest payable in each of such years shall be as follows:

Year, No.	Principal.	Interest.	Total.
1.	\$407 77	\$900 00	\$1,307 77
2.	432 23	875 54	1,307 77
3.	458 17	849 60	1,307 77
4.	485 66	822 11	1,307 77
5.	514 80	792 97	1,307 77
6.	545 69	762 08	1,307 77
7.	578 43	729 34	1,307 77
8.	613 14	694 63	1,307 77
9.	649 92	657 85	1,307 77
10.	688 91	618 86	1,307 77
11.	730 25	577 52	1,307 77
12.	774 06	533 71	1,307 77
13.	820 51	487 26	1,307 77
14.	869 74	438 03	1,307 77
15.	921 93	385 84	1,307 77
16.	977 24	330 53	1,307 77
17.	1,035 87	271 90	1,307 77
18.	1,098 03	209 74	1,307 77
19.	1,163 91	143 86	1,307 77
20.	1,233 75	74 02	1,307 77

5. The said debentures and interest coupons shall be signed and issued by the Mayor of the said Town of Orangeville or by some other person authorized by by-law to sign the same, and by the
Treasurer

Whereas it is deemed advisable in the best interests of the corporation that certain inducements should be given to procure the location in the municipality of manufacturing plants, which would afford suitable employment for a number of its citizens, and to that intent, in consideration of the mutual covenants herein contained, it is agreed between the parties hereto as follows:

1. The contractor will procure a factory site within the limits of the said corporation and will erect thereon a modern shoe factory of brick, stone or cement construction or a combination thereof, of at least two storeys with a basement thereunder or one storey with a basement thereunder and having a floor space of not less than ten thousand square feet, and will, subject to the provisions hereof, maintain and operate, and keep the same in repair and operation during the currency of this agreement.

2. The said factory will be equipped with proper and sufficient machinery of sufficient capacity to manufacture 500 pairs of shoes per day.

3. The said factory, including the buildings, equipment and land, used in connection therewith, shall actually cost at least \$25,000, and the factory shall be completed and in operation within twenty-four months from the passing of the necessary by-law by the municipality to enter into this contract. The contractor shall furnish the corporation with a statutory declaration, showing the actual cost of such factory, including buildings, equipment and lands, and shall in addition produce all receipts, invoices, accounts and vouchers necessary to prove such cost.

4. During the currency of the mortgage herein mentioned the contractor will maintain fire insurance on the said factory and equipment, in companies approved of by the corporation to an amount \$2,000 in excess of the total indebtedness of the contractor to the corporation, from time to time under the mortgage herein mentioned, provision for which shall be incorporated in the said mortgage, and which insurance shall be payable to the corporation to the extent of the indebtedness under said mortgage.

5. Should the factory be wholly or partially destroyed by fire at any time or times during the currency of this agreement, the contractor will forthwith and with all reasonable diligence and despatch proceed to restore or repair the same, and in doing so, upon giving security to the satisfaction of the corporation that it will completely restore or repair the said factory, shall receive from the corporation the moneys obtained by it, in respect of the insurance of the said factory, by interim monthly advances of seventy per cent. of the amount expended on restoration or repairs and shall receive the balance of said insurance money when the said factory is completely restored or repaired.

6. In default of the contractor proceeding to restore or repair the said factory as aforesaid, within six weeks from the date of the total or partial destruction thereof, and continuing the same to completion with reasonable despatch, so that it will be restored or repaired within twelve months from the time of the total or partial destruction thereof, as the case may be the corporation may apply the insurance moneys received by it and unadvanced as aforesaid in payment of the amount owing on the said mortgage.

7. The contractor will, for at least ten months of each year, of the succeeding nineteen years after the expiration of one year from the commencement of the operation of said factory employ in the said factory an average of at least thirty employees per day exclusive of officers of the company, of whom one-third at least shall be male adults and all said employees shall reside within the limits of the Corporation of Orangeville.

8. The contractor agrees that the annual wages paid in the operation of said factory during the said nineteen years respectively shall be not less than seventeen thousand five hundred dollars in each year thereof.

9. The contractor will, if so required by the corporation in writing, within the last month prior to the accruing due of any payment of interest under the mortgage hereinafter mentioned in any year of the said period of nineteen years, furnish the corporation with evidence of statutory declaration, made by some person having knowledge of the facts, showing the number of employees employed in the factory and the amount of wages paid during the current year.

10. The contractor will 'give' to the corporation a first mortgage made in pursuance of the *Short Forms of Mortgages Act* and containing the usual statutory covenants for the sum of \$15,000, in fee simple free from all encumbrances, charges, dower or liens upon the said buildings, plant and machinery and electric equipment and all additional or substituted buildings, plant and machinery, and electric equipment to be as between the parties hereto real estate and fixtures and to be incorporated in and covered by the said mortgage. The said mortgage shall be dated as of the date of the first advance hereunder and shall be conditioned to become void on payment of \$5,000 in ten equal, annual, consecutive installments of \$500 each, the first of such installments to become due and be made one year after the commencement of operation of the said factory, and the balance of \$10,000 in ten equal, annual, consecutive installments of \$1,000 each, the first of which shall become due and be made eleven years after the commencement of operation of the said factory together with interest at the rate of six per cent. per annum to be computed from one year after commencement of the operation of said factory, payable with each installment of principal on the principal moneys secured by the said mortgage from time to time remaining unpaid. The said mortgage shall among other things provide that the principal money and interest remaining unpaid shall all become due and payable in the event of the contractor failing after six months' notice in writing to keep and observe all the covenants and provisions of this agreement, in regard to employment and payment of wages unless excused under the terms hereof. Provided, however, that if the evidence required by the preceding paragraph hereof shall not be required by the corporation as aforesaid or if required shall be furnished by the contractor showing that the provisions herein contained for employment and payment of wages have been satisfied during the current year then and in either of such cases, any interest on the principal secured by the said mortgage for the current year shall be deemed paid and satisfied but nothing herein contained shall prevent the recovery of interest for the period represented by any such declaration should the said declaration afterwards be proved to be false and should it appear that the provisions herein contained for employment and payment of wages had not been satisfied during the period covered by such declaration.

11. It is agreed that any excess of labour or payment of wages in any year of said term shall not be considered as payment or part payment, or satisfaction, of the obligations of the contractor for any other period of said term.

12. Should a by-law be passed by the duly qualified electors of the corporation, authorizing the execution of this agreement, and the contractor fail to carry out the obligations to be performed hereunder on the part of the contractor, he shall pay to the corporation the sum of \$100 toward the expense of submitting the said by-law and shall not be liable for any further amount by reason of such default.

13. The corporation agrees to advance to the contractor when the said shortage is so given the costs of all labour and materials supplied and used in or about the construction of the said buildings in excess of \$5,000 to the extent of \$10,000 on the joint certificate of the architect employed by the contractor and the mayor of the said corporation or if no architect is employed then on the certificate of the said mayor and the balance of the said sum of \$15,000 upon the completion of the said buildings and the installation of all plant, machinery and electric equipment therein according to the provisions of this agreement and upon the said factory being in running operation as a going concern for one week, but the corporation shall not be required to advance any moneys until two months after the by-law to be submitted to the electors has been finally passed.

14. The corporation will grant to the contractor exemption from all municipal taxation of the lands comprised in said mortgage or used in connection with said factory and all buildings, plant and machinery and personal property therein and used in connection therewith, including any business assessment but not including school taxes and local improvement taxes for a period of twenty years from and after the going into effect of this agreement, but such exemption shall cease during any period of default hereunder upon the contractor failing for six months to carry out the terms, provisions and conditions of this agreement in respect of employment or payment of wages.

15. The corporation after providing for the requirements of its domestic water consumption and fire protection and existing contracts for water, of which the corporation shall be the sole judge, will supply to the contractor for use and operation of the said plant such quantity of water as may be required by it from time to time for such purposes at the price of three cents per 1,000 gallons. Provided, however, that the corporation shall not be required to increase the existing capacity of its waterworks plant for the purpose of so doing; but should the corporation fail to supply the contractor with water required by it as aforesaid the contractor shall thereupon be relieved from its obligation hereunder in respect of operation of said factory and payment of wages during the period of such failure.

16. The said corporation will furnish the contractor with a septic tank, and if a sewerage system be subsequently established in the Town of Orangeville agrees to connect the said factory with the same if the pipes needed to do so are not required to be laid more than 100 feet to the street line of the factory property and will also place one of its fire hydrants for fire protection on the street at a point within 100 feet of said factory.

17. The contractor hereby agrees to take from the Orangeville Hydro Commission and use electric power for all power or lighting purposes necessary for use in connection with such factory at a price to be fixed by the Hydro-Electric Commission of Ontario while the Orangeville Hydro Commission is able to supply the same, but in case of the Orangeville Hydro Commission being unable to supply same the contractor may obtain power from any other source during the period of such failure.

18. Provided also, and it is agreed that notwithstanding anything herein contained the period of time involved in any strike of workmen engaged in the construction of the said factory, or the time which the operation of the said factory may be suspended in all or in part through any strike of employees and employed therein, or through fire, tempest, insufficient supply of water or unavoidable accident shall not be included in any of the time hereinbefore fixed for the completion of the factory, or operation thereof, or otherwise, and shall not operate as default thereunder.

19. It is further agreed between the contractor and the corporation that the corporation will at any time within five years from the final passing of the said by-law advance to the contractor a further sum of \$15,000 upon receiving six months previous notice from the contractor of its intention to comply with the terms, covenants and provisions of this agreement relating to such further advance of \$15,000, subject to the provisions of paragraph 24 hereof.

20. It is agreed between the contractor and the corporation that in order to obtain such further advance of the said sum of \$15,000 the contractor shall within one year from the giving of such notice increase the size of the factory to 20,000 square feet of floor space, shall increase the actual cost of said factory to at least \$50,000, including the buildings, equipment and land used in connection therewith, shall increase the number of employees to 60 per day exclusive of officers of the company, of whom one-third at least shall be male adults and shall increase the annual wages to \$35,000.

21. The provisions of paragraph numbers 4, 5, 6, 9, 11 and 17 and all other parts of this agreement properly applicable thereto shall *mutatis mutandis* apply to the said proposed advance of \$15,000.

22. The contractor for said further advance of \$15,000 will give to the corporation a mortgage immediately subsequent to the mortgage mentioned in paragraph 10 hereof made in pursuance of the *Short Forms of Mortgages Act* and containing the usual statutory covenants for the sum of \$15,000, in fee simple, free from all encumbrances, charges, dower or liens except said first mortgage of \$15,000 upon the said buildings, plant, machinery and electric equipment and all additional or substituted buildings, plant and machinery and electric equipment to be as between the parties hereto real estate and fixtures and to be incorporated in and covered by the said mortgage. The said mortgage shall be dated as of date of the first advance on account of said further sum of \$15,000 and shall be conditioned to become void on payment of \$5,000 in ten, equal, annual, consecutive installments of \$500 each, the first of such installments to become due and be made one year after said first advance in respect of such further sum of \$15,000, and the balance of \$10,000 in ten, equal, annual, consecutive installments of \$1,000 each, the first of which shall become due and be made ten years after said first installment of \$500, together with interest at the rate of six per cent. per annum, to be computed from said first advance payable with each installment of principal on the principal moneys secured by the said mortgage from time to time remaining unpaid. The said mortgage shall among other things provide that the principal money and interest remaining unpaid shall all become due and payable in the event of the contractor failing after six months' notice in writing to keep and observe all the covenants and provisions of this agreement, in regard to employment and payment of wages, unless excused under the terms hereof. Provided, however, that if the evidence required by paragraph 9 hereof shall not be required by the corporation as aforesaid, or if required shall be furnished by the contractor, showing that the provisions herein contained for employment and payment of wages have been satisfied during the current year, then and in either of such cases, any interest on the principal secured by the said mortgage for the current year shall be deemed paid and satisfied, but nothing herein contained shall prevent the recovery of interest for the period represented by any such declaration, should the said declaration afterwards be proved to be false, and should it appear that the provisions herein contained for employment and payment of wages have not been satisfied during the period covered by such declaration.

23. The corporation agrees to advance to the contractor when the said subsequent mortgage is so given the costs of all labour and material supplied and used in and about the construction of the said enlarged buidings, in excess of \$5,000 to the extent of
\$10,000

\$10,000 on the joint certificate of the architect employed by the contractor and the mayor of the said corporation, or if no architect is employed then on the certificate of the said mayor and the balance of the said sum of \$15,000 upon the completion of the said enlarged buildings and the installation of all plant, machinery, electric equipment therein according to the provisions of this agreement and upon the said factory being in running operation at full capacity as a going concern for one week.

24. It is hereby agreed between the corporation and the contractor that should the corporation desire to bonus by way of loan or in any other way any other manufacturing industry then the corporation may at any time after three years from the final passing of the by-law in this agreement referred to, give one month's notice in writing to the contractor of its intention so to do, and if within said month the contractor does not notify the corporation in writing of its intention to carry out the terms, covenants, provisions and conditions of this agreement as to such further advance or if having given such notice shall not in good faith and with diligence carry out the same so that said enlarged factory shall be in full operation as provided for in paragraph 20 hereof within one year from the giving of said notice by the contractor then the terms, covenants, provisions and conditions of this agreement relating to such further advance shall be null and void and all obligation on the part of the corporation to make such further advance shall be at an end.

25. The word "Factory" in this agreement shall, unless inconsistent with the context, include buildings, plant, machinery and electric equipment.

26. The contractor agrees with the corporation that it will at any time within twenty years from the going into effect of this agreement, consent in writing to the granting of a bonus, loan or guarantee by the said corporation to one or more shoe factories or to one or more industries of a similar nature to that to be established under this agreement by the contractor.

27. The corporation, after legislation has been obtained for that purpose, will as soon as the same can be done, submit a by-law to the qualified electors, authorizing the execution of this agreement and providing for the borrowing of the said sums of \$15,000 and \$15,000 agreed to be loaned.

28. Should the said legislation not be obtained or the said by-law not be approved by the qualified electors or subsequently quashed, then this agreement shall be null and void.

29. It is further agreed that these presents shall enure to the benefit of and be binding upon the parties hereto their successors, and assigns respectively.

In witness whereof the contractor hath hereunto affixed its corporate seal and the signatures of its proper officers, and the said corporation hath hereunto affixed its corporate seal and the signatures of its mayor and clerk.

Signed, Sealed and Delivered
in the presence of

(Sgd.) JENNIE GIFFEN.

(Sgd.) JNO. W. HEWETSON, *President.*

(L. S.)

(Sgd.) A. R. HEWETSON, *Secretary-Treasurer.*

(Sgd.) GEORGE D. LEWIS, *Mayor.*

(L. S.)

(Sgd.) A. A. HUGHSON, *Clerk.*

CHAPTER

CHAPTER 100.

An Act to amend The Act to Enable the Town of
Oshawa to withdraw from the Jurisdiction of the
Council of the County of Ontario.

Assented to 24th April, 1919.

Preamble

WHEREAS by an Act passed in the 6th year of the reign of King George V, chaptered 84, provision was made to enable the Town of Oshawa to withdraw from the jurisdiction of the Council of the County of Ontario; and whereas all the proceedings necessary to enable the said Town of Oshawa to withdraw from the jurisdiction of the said Council of the County of Ontario, as aforesaid, have not been taken; and whereas since the passing of the said Act the relative positions of the said town and county have been altered, and the county has prayed that the said Act be amended; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario enacts as follows:—

6 Geo. V.
c. 84, s. 3,
amended.

1. Section 3 of the said Act passed in the sixth year of the reign of His Majesty King George V, chaptered "84" is hereby amended by inserting the words "Registry Office" after the word "house" in the third line thereof, and by inserting the words "Registry Office" after the word "house" in the ninth line thereof, and by striking out the word "only" in the twentieth line thereof, and by adding the following subsections thereto:—

Share of
county
debt to
be paid
by town

- (2) Until separation from the county is completed the liability of the town to pay its share of the county debt and the costs, charges and expenses referred to in section 3 hereof shall remain unaltered, and from and after the separation of the said town from the said county, if such separation takes place on or before the 31st day of December, 1919, said town shall pay its share or proportion of the balance of the debenture debt
of

of the county remaining unpaid at the time of said separation, as the same existed on the 1st day of March, 1919, and in addition thereto its share or proportion of the balance remaining unpaid at the time of said separation of such sum not exceeding \$10,000, as may be borrowed by the county in 1919 for the purposes of good roads and bridges in connection with the County Road System, and its share or proportion of the costs, charges and expenses referred to in subsection 1, of section 3 hereof, and if separation of town from county is completed after the 31st of December, 1919, and the debenture indebtedness of the County is increased after said last mentioned date, the town shall, in addition to the amounts payable as above pay its share or proportion of the amount by which such debenture indebtedness of the county is increased subsequent to the 31st of December, 1919, and before separation of the town from the county is completed.

- (3) The charges and expenses of which the town shall bear and pay its share or proportion, as aforesaid, shall be the net charges and expenses after deducting from such charges and expenses all receipts by the county from any source on such accounts.

2. Section 8 of said Act is hereby amended by striking out ^{6 Geo. V. c. 84, s. 8,} of said section all words between the word "from" in the ^{amended.} first line thereof and the word "made" in the second line thereof and substituting the following words therefor:—

"the 27th day of April, 1916, and quinquennially thereafter a new agreement or award shall be."

3. Section 9 of the said Act is hereby repealed and the ^{6 Geo. V. c. 84, s. 9,} following enacted in lieu thereof:— ^{repealed.}

9. After the withdrawal of the town from the county, the county roads and bridges outside the town shall be the sole and exclusive property of the county and the roads and bridges within the town shall become the exclusive property of the town, but notwithstanding the withdrawal of the town from the county the town shall retain and continue to have the same right, title and interest in all other county property in common with the said county, as said town possessed before such withdrawal, subject nevertheless to the provisions of subsection 1 of section 3 of this Act.

6 Geo. V.
c. 84,
amended.

4. The said Act is further amended by adding the following section thereto:—

Agreement
as to
equalized
assessment.

11. The councils of the said town and county may at any time agree upon a fixed sum as the equalized assessment of the Town of Oshawa for a term of not more than five years, and thereafter the said councils may agree upon a fixed sum as the equalized assessment of the said town for a further term of not more than five years, and the making of such agreement as to fixed assessment for the Town of Oshawa shall not impair the right of the said town at the expiration of the period or periods for which such fixed sum was made, to take all or any proceedings necessary to enable the said Town of Oshawa to withdraw from the said County of Ontario, as is provided by this Act.

CHAPTER 101.

An Act respecting the Town of Oshawa.

Assented to 24th April, 1919.

WHEREAS the Municipal Corporation of the Town of Oshawa has, by petition, represented that By-law No. 567 of the said corporation was ratified and confirmed by chapter 86 of the Acts passed in the sixth year of the reign of His late Majesty, King Edward VII; that the said by-law provided that where sewers were constructed as local improvements, the abutting properties should pay a capital charge of eighty-five cents per foot frontage in thirty equal annual instalments of five cents per foot frontage; that owing to advances in the general rate of interest it is impossible to repay the said capital charge of eighty-five cents per foot and interest by an annual rate of five cents per foot frontage during a period of thirty years; that since the said by-law was ratified and confirmed by the said Act an annual rate of five cents per foot frontage during the period of thirty years has been assessed against abutting properties to pay for sewers constructed in the said town as local improvements; that it is desirable in respect of sewers hereafter to be constructed in the said town as local improvements that the abutting properties should be assessed and pay an annual rate of five cents per foot frontage during a period of thirty years; that it is accordingly necessary to repeal the said By-law No. 567 and so much of the said statute as refers to said by-law and that authority be given to the said town to pay for sewers hereafter to be constructed on the said basis, and that if the said annual rate of five cents per foot frontage during a period of thirty years should produce more than the actual cost of any sewer, the surplus should be used by the said town for general sewerage purposes; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

By-law
No. 567 and
Edw. VII,
c. 86,
repealed.

1. By-law No. 567 of the Town of Oshawa, passed the 18th day of March, 1904, and all provisions of chapter 86 of the Acts passed in the sixth year of the reign of His late Majesty, King Edward VII, relating thereto, be and the same are hereby repealed.

Annual rate
per foot
frontage for
construction
of sewers,
Rev. Stat.,
c. 193

2. Notwithstanding anything contained in *The Local Improvement Act*, or any other Act, it shall be lawful for the Corporation of the Town of Oshawa, when constructing any sewer as a local improvement work and borrowing money therefor by the issue of debentures, to charge lands abutting directly on said sewer or benefited thereby an annual rate of five cents per foot frontage for a period of thirty years to pay and in full satisfaction of the owners' share of the cost of such sewer and the interest thereon. The remainder of the cost of such sewer shall be borne by the Corporation of the Town of Oshawa at large, and the said corporation shall in each year during said period of thirty years impose, levy and raise such sum as may be necessary to meet the corporation's share of the said cost and interest thereon by a rate sufficient therefor, on all the rateable property in the said corporation, and it shall not be necessary for any by-law authorizing the issue of debentures to pay for any sewer constructed as a local improvement to set out by recital or otherwise the amount of the corporation or property owners' share of the cost of such work, nor to set out or provide any specific sum to be raised to meet the corporation's share of the cost of any such work and the interest thereon. The said Town of Oshawa may pass a by-law for the purposes aforesaid in the form set out in Schedule "A" to this Act, or to the like effect, and any and every such by-law shall be legal, valid and binding upon the said Town of Oshawa.

Form of
by-law.

Use of sur-
plus from
frontage
rates for
general
purposes.

3. If in respect of any sewer constructed by the said Corporation of the Town of Oshawa as a local improvement, the said annual rate of five cents per foot frontage imposed for a period of thirty years against the lands abutting on or benefited by any such sewer shall produce more than the actual cost of any such sewer, the surplus over and above the actual cost shall be used by the town for general sewerage purposes as the council of the said town may from time to time direct.

Confirma-
tion of
by-laws and
debentures.

4. Every by-law passed by the Town of Oshawa pursuant to this Act, and all assessments and rates authorized and made thereunder, and all debentures issued pursuant thereto, shall be legal, valid and binding upon the Corporation of the Town of Oshawa, and it shall not be necessary for any purchaser of any such debentures to enquire into the proceedings taken in connection with such by-law or the work authorized thereby, or the assessments made thereunder.

SCHEDULE

SCHEDULE "A."

TOWN OF OSHAWA.

BY-LAW No. —.

Being a by-law to provide for the borrowing of \$ upon debentures to pay for sewers constructed as local improvements.

Whereas pursuant to Construction By-law No. , passed the day of , a sewer has been constructed on the following streets, at a total cost of \$ and a special assessment roll in respect of the owners' portion of the cost of said work has been duly made and certified;

And whereas the estimated lifetime of the said work is thirty years;

And whereas the said work has been approved by the Provincial Board of Health;

And whereas it is necessary to borrow the sum of \$ on the credit of the Corporation of the Town of Oshawa at large and to issue debentures therefor bearing interest at the rate of per cent. per annum, which is the amount of the debt intended to be created by this by-law;

And whereas it is expedient to make the principal of the said debt repayable in yearly sums during the period of thirty years of such amounts respectively that the aggregate amount payable for principal and interest in each year shall be equal as nearly as may be to the amount so payable for principal and interest in each of the other years, and to meet said annual payments it will be necessary to raise annually the sum of \$;

And whereas the amount of the whole rateable property of the said municipality, according to the last revised assessment roll, is \$;

And whereas the amount of the existing debenture debt of the corporation, exclusive of local improvement debts secured by special rates or assessments, is \$, and no part of the principal or interest is in arrear;

Therefore the Municipal Council of the Corporation of the Town of Oshawa enacts as follows:—

1. That for the purposes aforesaid there shall be borrowed on the credit of the corporation at large the sum of \$, and debentures shall be issued therefor bearing interest at the rate of per cent. per annum and having coupons attached thereto for the payment of the interest.

2. The debentures shall all bear the same date and shall be issued within two years after the day on which this by-law is passed, and may bear any date within said two years, and shall be payable in thirty annual instalments during the thirty years next after the time when the same are issued, and the respective amounts of principal and interest payable in each of such years shall be as shewn in the schedule attached to this by-law.

3. The debentures as to both principal and interest may be made payable at any place or places in Canada or elsewhere. The said debentures shall be signed by the mayor and treasurer and sealed with the Corporate Seal of the said town. The interest coupons attached thereto shall be signed by the treasurer whose signature may be written, stamped, lithographed or engraved.

4. During the thirty years, the currency of the said debentures, the sum of \$ shall be raised annually for the payment of the said debt and interest as follows:—

An equal annual special rate of five cents per foot frontage is hereby imposed upon the lands entered in the said special assessment roll according to the assessed frontage thereof over and above all other rates and taxes, which said special rate shall be collected annually by the collector of taxes for the corporation at the same time and in the same manner as other rates, and such further amount as may be necessary to provide the said annual sum of \$ shall be levied and raised annually by a special rate sufficient therefor over and above all other rates on all the rateable property in the municipality at the same time and in the same manner as other rates.

The amount of the loan authorized by this by-law may be consolidated with the amount of any loans authorized by any other local improvement by-laws.

Passed in council this day of 19 .

.....
Mayor.

.....
Clerk.

SCHEDULE.

Year.	Principal.	Interest.	Total annual payment.
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CHAPTER 102.

An Act respecting the City of Ottawa.

Assented to 24th April, 1919.

WHEREAS the Corporation of the City of Ottawa has, Preamble.
 by its petition, prayed that special legislation be enacted in regard to the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The council of the said corporation may provide by by-laws, to be passed without obtaining the assent thereto of the electors of the said city, for borrowing upon debentures, bearing interest at such rate or rates as the council may determine, and payable within twenty (20) years from the date thereof, of sums of money not exceeding the following, for the specified purposes:

Power to borrow money for certain purposes without assent of electors upon debentures payable in 20 years.

- (a) \$5,000 to provide for additional expenditures upon the Soldiers' Home, beyond those previously authorized;
- (b) \$35,000 to provide for altering and improving the pavement, walks and approaches of the Bank Street Subway;
- (c) \$5,000 to provide for altering and improving the Carnegie Library Building;
- (d) \$4,000 to provide for the loss by discount on the sale of the debentures issued under By-laws Numbers 4530, 4549, 4547, 4585, 4543, 4546, 4538, 4539, and 4542;
- (e) \$20,000 to provide for constructing and improving weigh-houses, and for the purchase and erection of weighing machines;

- (f) \$5,000 to provide for expenditures upon the Detention Home, in excess of those previously authorized;
- (g) \$125,000 to provide for the construction and furnishing of two (2) public bathing houses and lavatories, with branch library accommodation;
- (h) \$70,000 for making payment of the mortgage to the Independent Order of Foresters, upon the Lansdowne Park premises;
- (i) \$28,000 for making payment of the mortgage to the Edinburgh Life Assurance Company upon the Lansdowne Park premises;
- (j) \$10,000 for an additional building and for furnishings for the Isolation Hospital;
- (k) \$150,000 to provide for the purchase of additional lands for improving and extending the By Ward Market, and for erecting market buildings thereon.

Power to borrow money for certain purposes without assent of electors on debentures payable in 30 years.

2. The council of the said corporation may provide by by-law, to be passed without obtaining the assent of the electors of the said city thereto, for borrowing upon debentures, bearing interest at such rate or rates as the council may determine, and payable within thirty (30) years from the date thereof, of sums of money not exceeding the following, for the specified purposes:

- (a) \$9,500 to provide for the cost of the septic tank site in excess of the amount authorized by section 2 of chapter 85 of the Acts of the year 1916;
- (b) \$10,000 to provide for the cost of completing the Pretoria Avenue Bridge;
- (c) \$50,000 in addition to the provision made by clause (b) of section 2 of chapter 72 of the Acts of 1918, to provide for the corporation's share of the cost of constructing a new bridge across the Rideau River at the easterly terminus of Rideau Street;
- (d) \$75,000 in addition to the amount authorized by By-law Number 4494, to provide for the construction of a new bridge over the Rideau River at St. Patrick Street;
- (e) \$100,000 to provide for the cost of new buildings, and equipment for the City of Ottawa Sanatorium, established by chapter 117 of the Acts of 1909.

3. The council of the said corporation may provide by by-laws, to be passed without obtaining the assent of the electors thereto, for borrowing upon debentures, bearing interest at such rate as the council may determine, and payable within ten (10) years from the date thereof, the sum of \$18,000, in order to make payment of grants of:

- (a) \$5,000 to the Knights of Columbus, for the purpose of erecting Catholic Army Huts;
- (b) \$10,000 to the Governing Council of the Salvation Army in Canada, towards its work in providing hospital accommodation, comforts and assistance for Soldiers of the Canadian Expeditionary Force and their dependents;
- (c) \$3,000 to the Zionist Federation of Canada towards its work of assisting destitute Jews in Palestine.

4. The council of the said corporation may provide by by-laws, to be passed without obtaining the assent thereto of the electors of the said city, for borrowing upon debentures, bearing interest at such rate or rates as the council may determine, and payable within thirty (30) years from their date of issue, of sums of money not exceeding the following, for the specified purposes:

- (a) \$30,000 to provide for the cost of constructing water main extensions and new water services, during the years 1918 and 1919;
- (b) \$45,000 to complete the construction of the Overland Water Supply System;
- (c) \$40,000 to provide for the cost of purchasing and installing water meters.

5. For the payment of the debt and interest represented by the debentures to be issued under the authority of the immediately preceding section hereof, there shall be annually raised by the corporation during the currency of the said debentures, with the authority conferred upon the corporation in and by the Act passed in the thirty-fifth year of the reign of Her late Majesty Queen Victoria, Chaptered 80, and entitled *An Act for the Construction of Waterworks for the City of Ottawa*, from the water rates, a sum sufficient to discharge the said debt and interest when and as the same shall respectively become due, such sum to be in addition to the money required to be raised to meet the charges of maintenance and the cost of renewals in connection with the said waterworks and for the payment of the principal and interest of all debts heretofore authorized to be contracted for the purposes of the said water rates, but if at any time the moneys accruing from the said water rates shall prove insufficient

sufficient for the purposes aforesaid, then, when and so often as the said deficiency shall occur, there shall be raised, levied and collected by the said corporation, by a special rate upon the assessable property of the said corporation, according to the then last revised assessment roll thereof, a sum sufficient to make good such deficiency.

5 Geo. V.
c. 63, s. 1.
amended.

6. Clause (a) of section 1 of chapter 63 of the Acts passed in the fifth year of the reign of His Majesty King George V, intituled *An Act respecting the City of Ottawa*, as amended by section 12 of chapter 79 of the Act passed in the seventh year of His said Majesty, is further amended by inserting in the fourth line after the word "grounds" the words "and other buildings."

Construc-
tion of
certain
tile sewer
as a local
improve-
ment.

7.—(1) The council of the said corporation may provide by by-law, to be passed under the provisions of *The Local Improvement Act*, for constructing, and for assessing and levying the cost of a tile sewer under that portion of Glen Avenue which lies between Cayuga Street and the westerly limit of Lot Number 41, Glen Avenue, notwithstanding that the estimated lifetime of the existing local improvement sewer on Glen Avenue has not yet expired.

Corpora-
tion's
share.

(2) The corporation may assume and pay, annually, out of its general funds, all sums that remain to be raised under the provisions of By-law Number 3286, assessed and levied against the lots abutting on the said portion of Glen Avenue.

Power to
borrow
\$80,000
for Fire
Insurance
Reserve
Fund.

8.—(1) The council of the said corporation may provide by by-law, to be passed without obtaining the assent of the electors thereto, for raising upon debentures, bearing interest at such rate as the council may determine, and payable at the expiration of ten (10) years from their date of issue, the sum of \$80,000 for the purpose of creating a Fire Insurance Reserve Fund.

Special
rate.

(2) A special rate shall be levied in each year during the currency of the said debentures, upon all the rateable property in the municipality, sufficient to pay the interest upon, and to provide for a sinking fund to retire, the said debentures at their maturity.

Sale of
debentures
to meet
fire losses.

(3) Whenever and so often as any building or structure belonging to the corporation, or the contents or furnishings thereof, is destroyed or damaged by fire, the council may, by resolution, provide for the sale of the whole, or such part of the said issue of debentures as is requisite to reimburse the corporation for the loss sustained, and for the payment of the amount realized by the sale of such debentures, to the treasurer of the corporation for the uses thereof.

Investment
of proceeds
of special
rate.

(4) The treasurer of the corporation shall invest, from time to time, during the lifetime of the said debentures, the amount of the special annual rate levied for interest and sinking

sinking purposes, in such securities as a trustee is by law authorized to invest trust money in, and may from time to time vary and sell the said securities for the purpose of purchasing other trust securities, and shall keep a special account showing the amount and nature of all such investments and the total amount at the credit of the said fund.

9. The council of the said corporation, upon the application of not less than three-fourths ($\frac{3}{4}$) in number of the occupiers of shops within the municipality, belonging to the class to which such application relates, may provide by by-law, to be passed and to take effect as provided by section 84 of *The Factory, Shop and Office Building Act*, for requiring all shops within the municipality belonging to the class specified in the application to be closed, and to remain closed, on each and every day of the week, during the period of the year, and at the times and hours mentioned in the application, between six (6) o'clock in the afternoon of any day and five (5) o'clock in the forenoon of the next following lawful day.

10. Notwithstanding anything to the contrary contained in *The Assessment Act*, *The Municipal Act*, or in any other Act, the Council of the said Corporation may provide by by-law to be passed after the same has been submitted to and approved of by the electors of the said City qualified to vote on money by-laws that all buildings and parts of buildings, structures, machinery and fixtures erected or placed upon, in, over, under or affixed to land, and all incomes as defined by clause (e) of section 2 of *The Assessment Act* and all business assessments as defined by section 10 of the said Act shall be exempted for purposes of taxation except for water rates, and school purposes, for the year next following the coming into force of such by-law for a sum equal to twenty-five per cent. of the assessed value thereof; for the second year following the coming into force of such by-law for a sum equal to fifty per cent. of the assessed value thereof; and for the third year following the coming into force of such by-law for a sum equal to seventy-five per cent. of the assessed value thereof; and from and after the expiration of the third year following the coming into force of such by-law all taxes and rates of the said corporation except for water rates and school purposes shall be levied and rated upon the assessed value of land only exclusive of all buildings, parts of buildings, structures, machinery and fixtures erected or placed, upon, in, over, under or affixed to land and the said corporation may with the like approval repeal any such by-law, but such repealing by-law shall not take effect until the first day of January of the year following the year in which it is passed.

CHAPTER 103.

An Act respecting the Municipality of Paipoonge.

Assented to 24th April, 1919.

Preamble.

WHEREAS the Corporation of the Municipality of Paipoonge has, by petition represented that all tax sales of land situate in the said municipality and all assessments and collectors' rolls and all collectors' returns should be validated;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Assessment
and
collectors'
rolls
confirmed.

1. All assessment rolls in respect of any land situate within the limits of the Township of Paipoonge heretofore finally revised, all collectors' rolls in respect of any lands situate within the limits of the said township heretofore returned by the collectors thereof, and all collectors' returns in respect of such lands heretofore made, are hereby validated and confirmed notwithstanding any irregularity, fault or omission in the said assessments, collectors' rolls or collectors' returns or in any matter or thing done or omitted to be done in relation thereto and notwithstanding anything contained in any Act or Acts to the contrary.

Tax sales
and deeds
confirmed.

2. All sales of land situate within the limits of the Township of Paipoonge made prior to the thirty-first day of December, A.D. 1916, and which purported to have been made by the said The Corporation of the Municipality of Paipoonge, are hereby validated and confirmed, and all deeds of the lands so sold, executed by the proper officers of the said corporation, purporting to convey the said lands so sold to the purchaser thereof, or his assigns, are hereby validated and confirmed, and shall be deemed to have had the effect of vesting the lands so sold and conveyed and the same are hereby vested in the purchasers or their assigns and his and their heirs and assigns in fee simple, free from and clear of and from all right, title and interest whatsoever of the owners thereof at the time of such sale, or their assigns, and of all charges and encumbrances thereon and dower therein,
except

except taxes accrued since those for non-payment whereof the said lands were so sold.

3. This Act shall extend and apply to cases where the Purchases said corporation or any person or persons in trust for it or ^{by} corporation. on its behalf, became the purchaser or grantee of any such lands.

4. Nothing in this Act contained shall affect any action, Pending litigation or other proceeding now pending, but the same ^{litigation} _{not} may be proceeded with and finally adjudicated upon in the ^{affected.} same manner and to the same extent as if this Act had not been passed.

5. This Act may be cited as *The Township of Paipoonge* Short title. Act, 1919.

CHAPTER 104.

An Act respecting the City of St. Catharines.

Assented to 24th April, 1919.

Preamble.

WHEREAS the Corporation of the City of St. Catharines has, by its petition, represented that in order to promote to its fullest extent the success of Canada's Victory Loan, 1918, it subscribed thereto for the sum of \$500,000, being the amount of its sinking funds on deposit with the Treasurer of Ontario, and on deposit with the bankers of the corporation and available for such purpose, and it is necessary, in order to complete the payments upon the said subscription, to have the said sinking funds, on deposit with the Treasurer of Ontario, released and paid over to the treasurer of the corporation; and whereas the corporation has, by its petition, prayed that its said action be validated and authority given for the release and payment over of the said sinking funds for the purposes mentioned; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The City of St. Catharines Act, 1919.*

Subscription
out of
sinking fund
to Victory
Loan con-
firmed.

2. The subscription by the Corporation of the City of St. Catharines for \$500,000 to Canada's Victory Loan, 1918, out of the sinking funds of the said corporation is hereby validated and confirmed.

Payment
to city of
sinking fund
deposited
with
Province.

3. The Treasurer of Ontario is hereby authorized to release and pay over to the treasurer of the Corporation of the City of St. Catharines all sinking funds (with accrued interest thereon), deposited pursuant to the provisions of section 4 of chapter 110 of the Acts passed in the first year of the reign of His Majesty King George V upon receiving from the said corporation three months' notice in writing of its desire to withdraw the said funds.

1 Geo. V,
c. 110, s. 4,
repealed.

4. Section 4 of chapter 110 of the Statutes of Ontario, passed in the first year of the reign of His Majesty King George V, is hereby repealed.

CHAPTER

CHAPTER 105.

An Act Respecting the City of Sault Ste. Marie.

Assented to 24th April, 1919.

WHEREAS the Municipal Council of the Corporation Preamble.
of the City of Sault Ste. Marie, hereinafter called
“ The Corporation,” has, by petition, represented that it is
desirable that certain by-laws, specified in Schedule “ A ”
hereto, and the debentures issued or to be issued thereunder,
and the assessments made or to be made, and the rates levied
or to be levied for the payment of the said debentures be
validated and confirmed, and that all sales of lands within
the City of Sault Ste. Marie made subsequent to the 31st
day of December, 1916, and prior to the 1st day of January,
1918, which purport to have been made by the said corpora-
tion for arrears of taxes in respect to lands so sold for which
tax deeds have been issued by the said corporation, be valid-
ated and confirmed; and that authority be given to the Muni-
cipal Council of the said corporation to submit a by-law at
the next municipal elections to the ratepayers for their ap-
proval thereof, to provide for the reduction of the number
of members of the Public Utilities Commission of the said
city from four to three; and whereas it is expedient to grant
the prayer of the said petition;

Therefore, His Majesty, by and with the advice and con-
sent of the Legislative Assembly of the Province of Ontario,
enacts as follows:—

1. The by-laws specified in Schedule “ A ” hereto, and all By-laws specified in Sched. “A” confirmed.
debentures issued or to be issued thereunder, and all assess-
ments made or to be made and all rates levied or to be levied
for the payment of the said debentures are confirmed and
declared to be legal, valid and binding upon the corporation
and the ratepayers thereof.

2.—(1) Notwithstanding anything contained in section Submission of by-laws reducing number of public utility commissioners.
2 of the Act passed in the 7th year of the reign of His
Majesty King George the Fifth, chaptered 87 in section 3 of
the Act passed in the 8th year of the said reign, chaptered 80,

the

the council of the said corporation may, at the municipal elections to be held on the first Monday in January, 1920, submit to the electors of the city for their assent thereto, a proposed by-law to reduce the number of Public Utility Commissioners from four to three.

Members of
commission.

(2) The mayor shall *ex-officio* be one of such members and the other two shall be appointed by the council at its first meeting after said election, in case said by-law shall be approved by a majority of the electors voting thereon.

(3) One of the appointed members shall hold office for a period of two years and the other for one year, and shall continue in office until their successors are appointed.

(4) The members who first hold office for two years and one year respectively, shall be chosen by lot in the manner provided by the said Act, and the term of office of each commissioner appointed thereafter shall be two years.

(5) The salary of each of the commissioners appointed by the council shall not exceed \$400.00 per annum.

(6) Forthwith after the said by-law has been passed by the said council, all the members of the said Public Utilities Commission as now constituted shall cease to hold office.

Application
of Rev. Stat.,
c. 264.

(7) In all other respects not hereinbefore provided, the provisions of *The Public Utilities Act* shall govern.

Confirma-
tion of tax
sales and
tax deeds.

3.—(1) All sales of lands within the City of Sault Ste. Marie made subsequent to the 31st day of December, 1916, and prior to the 1st day of January, 1918, which purport to have been made by the corporation of the said city for arrears of taxes in respect to lands so sold for which tax deeds have been issued by the said corporation, are hereby validated and confirmed and all deeds of lands so sold, executed by the mayor and treasurer of the said corporation purporting to convey the said lands so sold to the purchaser thereof or his, her or their assigns, are hereby validated and confirmed, and shall have the power of vesting the lands so sold or conveyed, or purporting to be sold or conveyed, and the same are hereby vested in the purchaser or his or her or their heirs and assigns in fee simple free and clear of and from all title or interest whatsoever of the owner or owners thereof at the time of such sale or his, her or their assigns, and all charges or encumbrances thereon except taxes accrued since those for which payment whereof the said lands were sold.

Corporation
as
purchaser.

(2) Subsection 1 of this section shall extend and apply to cases where the said city or any person or persons in trust
for

for it, or in its behalf, became the purchaser of lands at any such tax sale.

(3) Nothing in this section contained shall affect any Pending
action, litigation or other proceeding now pending, but the litigation
same may be proceeded with and finally adjudicated upon not affected.
in the same manner and as fully and effectually as if this
Act had not been passed.

4. The council of the said corporation may without ob- Power to
taining the assent of the electors thereto, pass a by-law to borrow
borrow \$6,200 by the issue of debentures, payable within \$6,200 for
a period not exceeding fifteen years to pay the cost of erect- construction
ing a bridge across Lansdowne Avenue in the said city. of
bridge.

5. This Act may be cited as *The City of Sault Ste. Marie* Short title.
Act, 1919.

SCHEDULE "A."

(a) By-law No. 990 to provide for the issue of debentures to raise the sum of \$55,500.00 for the erection of an addition to the west wing of the Central School and for general improvement and equipment for schools;

(b) By-law No. 1005 to provide for borrowing \$9,226.22 upon debentures to pay for the construction of certain concrete sidewalks in the City of Sault Ste. Marie, set out in Schedule "1" hereto constructed in the year 1918;

(c) By-law No. 1004 to provide for borrowing \$24,771.50 upon debentures to pay for the construction of certain sewers in the City of Sault Ste. Marie, set out in Schedule "1" hereto constructed in the year 1918.

CHAPTER 106.

An Act respecting the Municipality of Shuniah.

Assented to 24th April, 1919.

Preamble.

WHEREAS the Corporation of the Municipality of Shuniah, in the District of Thunder Bay, has by its petition prayed for special legislation confirming all tax sales held by it prior to the 31st day of December, 1916, and it is deemed expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Tax sales
and deeds
confirmed.

1.—(1) All sales of lands within the Municipality of Shuniah, held prior to the 31st day of December, 1916, and which purport to be made by the corporation of the said municipality or any official or officials thereof for arrears of taxes in respect to lands so sold, are validated and confirmed, and all deeds of lands so sold, executed by the reeve and treasurer of the said municipality, purporting to convey the said lands so sold to the purchaser thereof, or his assigns, are validated and confirmed, and shall have the effect of vesting the lands so sold and conveyed or purported to be sold and conveyed, and the same are vested in the purchaser or his assigns and his and their heirs and assigns, in fee simple free and clear of and from all right, title and interest whatsoever of the owners thereof at the time of such sale, or their assigns, and of all charges and encumbrances thereon, except taxes accrued since those for non-payment whereof the said lands were sold.

Purchases
by
municipality.

(2) This section shall extend and apply to cases where the municipality or any one in trust for it or on its behalf became the purchaser of the lands.

Pending
litigation
not
affected.

(3) Nothing in this section contained shall affect any action, litigation or other proceeding now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and to the same extent as if this Act had not been passed.

CHAPTER 107.

An Act respecting the Burnt River Bridge, in the Township of Somerville.

Assented to 24th April, 1919.

WHEREAS the Corporation of the Township of Somer-^{Preamble.}ville has, by its petition, shown that the bridge across the Burnt River on the Bobcaygeon Road, in the said Township of Somerville, at the Village of Kinmount, is on a deviation of the Bobcaygeon Road, which is the boundary road between the Counties of Victoria and Peterborough, to the northern boundary of the said counties and thereafter the boundary line between townships in the Provisional County of Haliburton, originally part of the said counties, and owing to physical difficulties or obstructions existing on the boundary line between the said counties, the said deviation does not return to the said boundary line until it crosses into the County of Haliburton, and the said bridge is used very largely by the inhabitants of the County of Peterborough, and has prayed that the said bridge be declared to be a bridge on the boundary line between the said counties for the purposes of sections 452 and 458 of *The Municipal Act*; and whereas upon a reference to the Ontario Railway and Municipal Board the said board has found the facts as set out in the said petition and has reported that the said bridge is a bridge on a deviation of the boundary line between the Counties of Victoria and Peterborough and has otherwise reported in favour of the said petition; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The bridge across the Burnt River on the Bobcaygeon Road at the Village of Kinmount, in the Township of Somerville, is hereby declared to be a bridge on a deviation of the boundary line between the Counties of Victoria and Peterborough within the meaning of sections 452 and 458 of *The Municipal Act*, and shall be maintained or erected, as the case may be, by the corporations of the Counties of Victoria and Peterborough, and in the same manner and to the like extent as though the said bridge were on the actual boundary line between the said counties. ^{Maintenance of Burnt River Bridge.}

CHAPTER

CHAPTER 108.

An Act respecting the Township of Tay and the Village of Port McNicoll.

Assented to 24th April, 1919.

Preamble.

WHEREAS the Municipal Corporations of the Township of Tay and the Village of Port McNicoll have, by petition, represented that in pursuance of the provisions of *The Assessment Act*, the warden and treasurer of the County of Simcoe sold certain lands in the said county in the years of 1915, 1916, 1917 and 1918 for arrears of taxes; and that the said Municipal Corporations of the Township of Tay and the Village of Port McNicoll became the purchasers of said lands at said tax sales; and whereas the cost to the said corporations of obtaining deeds to the said lands in the manner prescribed by *The Assessment Act* would be very great and a burden to the said corporations owing to the large number of lots so purchased; and whereas the said corporations have prayed that the said warden and treasurer of the said County of Simcoe be empowered and required to convey to them the said lands in the manner hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Duties of
warden
and
treasurer
as to
certain
tax sales.
Rev. Stat.,
c. 195.

1. The warden and treasurer of the County of Simcoe are hereby required and empowered, notwithstanding any provision to the contrary contained in *The Assessment Act*, or *The Registry Act* or any other Act:

Searches
and
notices
dispensed
with.

- (a) To execute and deliver in duplicate to the said Municipal Corporations of the Township of Tay and the Village of Port McNicoll, respectively, tax deeds of all lands sold for arrears of taxes in the Township of Tay and the Village of Port McNicoll in and during the years 1915, 1916, 1917, and 1918, and purchased at tax sales by either of the said municipal corporations as set out

out in Schedule "A" hereto, or which shall hereafter be sold and so purchased upon payment of the fees as follows—For the searches in the Registry Office and in the sheriff's office, as required by subsection 1 of section 171 of *The Assessment Act* the Registrars shall be paid and accept a fee of 5c for each lot searched and the sheriff shall be paid and accept a fee of 30c for each person in respect to whom a search is made in the sheriff's office. The County Treasurer shall be paid and accept for the Notices required by subsection 21 of section 171 of *The Assessment Act* and for the postage and all other services rendered by him including the deed a fee of 50c in lieu of the fees and postage mentioned in the said section 171;

- (b) To include in one deed all the lands sold, to be sold or to be conveyed to the Municipal Corporation of the Township of Tay, notwithstanding the provisions of subsection 7 of section 171 of *The Assessment Act*;

Inclusion
in one
deed of
all land
purchased
by Township
of Tay.

- (c) To include in one deed all the lands sold, to be sold or to be conveyed to the Municipal Corporation of the Village of Port McNicoll, notwithstanding the provisions of subsection 7 of section 171 of *The Assessment Act*.

Inclusion
in one
deed of
all land
purchased
by Village
of Port
McNicoll.

2. The said tax deeds, when so executed and delivered, shall be valid and binding to all intents and purposes.

Tax
deeds
confirmed.

3. The lands conveyed by such deeds shall from the execution and delivery thereof be vested in fee simple, free from all encumbrances, in the municipal corporation to which the same are conveyed by such tax deeds.

Title to
lands
vested in
corporation.

SCHEDULE "A."

PART I.

The descriptions of lands purchased by the Municipality of the Corporation of the Township of Tay at the tax sales of the County of Simcoe for the years 1915, 1916, 1917, and 1918.

1915 TAX SALE.

Plan 529—Lots 23, 24, 89, 90, 103, 104, 105, 106.

Plan 540—Lots 16, 18, 27, 28, 29, 34, 35, 61, 83, 94, 115, 116, 185, 200, 206, 208, 210, 255.

Plan 544—Lots 77, 78, 79, 80, 81, 82, '83.

1916 TAX SALE (Deeds not yet given, Searches not made).

Plan 540—Lots 5, 21, 25, 26, 41, 45, 46, 54, 73, 73, 76, 78, 79, 80, 81, 84, 85, 86, 100, 101, 102, 103, 104, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 164, 165, 166, 166, 167, 169, 172, 173, 203, 204, 220, 221, 223, 224, 225, 226, 227, 228, 235, 236, 237, 238, 239.

Plan 569—Lots 837, 877, 878, 895, 899, 900, 901, 902, 903, 904, 1091, 1168, 1169, 1170, 1171, 1235, 1239, 1362, 1386.

Plan 584—Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, C D E F G H K.

1917 TAX SALE (Deeds not yet given, Searches not made).

Plan 540—Lots 36, 55, 56, 97, 98, 105, 106, 109, 110, 111, 112, 135, 136, 141, 142, 153, 154, 155, 156, 179, 180, 181, 187, 205, 242, 243, 244, 247, 248, 249, 250.

Plan 569—Lots 898, 907, 927, 928, 929, 930, 937, 938, 1005, 1006, 1340, 1341, 1342, 1343, 1344, 1345, 1346, 1358, 1359, 1372, 1373, 1480, 1520, 1521.

1918 TAX SALE (Deeds not yet given, Searches not made).

Plan 540—Lots 47, 48, 66, 77, 89, 92, 99, 121, 134, 137, 138, 139, 140, 148, 149, 150, 168, 183, 197, 201, 202, 217, 218, 219, 229, 230, 231, 232, 241, 256, 257, 258, 259, 260, 263, 264.

Plan 544—Lots 120, 127, 128, 129, 130, 131, 132, 134, 135, 136, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 191, 197, 229, 297, 316, 317, 344.

Plan 558—Lots 22, 23, 24, 35, 36, 37, 38, 44, 45, 46, 47, 48, 49, 51, 52, 53, 54, 55, 56, 57, 58, 59, 64, 85, 86, 87, 88, 200, 214, 215, 216, 217, 218, 242, 243, 244, 245, 246, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 297.

Plan 569—Lots 811, 812, 813, 814, 878, 893, 895, 905, 906, 952, 953, 1048, 1052, 1167, 1234, 1257, 1401, 1478, 1479, 1483, 1484, 1529, 1530.

PART II.

List of lands purchased by the Municipality of the Village of Port McNicoll at the tax sales of the County of Simcoe for the years 1916, 1917 and 1918.

BOUGHT

BOUGHT AT 1916 TAX SALE (Deeds not yet Received):

Plan 540—Lots 5, 21, 25, 26, 41, 45, 46, 54, 73, 74, 76, 78, 79, 80, 81, 84, 85, 86, 100, 101, 102, 103, 104, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 164, 165, 166, 167, 169, 172, 173, 203, 204, 220, 221, 222, 223, 224, 225, 226, 227, 228, 235, 236, 237, 238, 239.

Plan 569—Lots 837, 877, 878, 895, 899, 900, 901, 902, 903, 904, 1091, 1168, 1169, 1170, 1171, 1235, 1239, 1362, 1386.

Plan 584—Lots 1 to 50, 235 to 274, 459 to 513, Blocks C D E F G H K.

BOUGHT AT 1917 TAX SALE (Deeds not yet Received):

Plan 540—Lots 36, 55, 56, 97, 98, 105, 106, 109, 110, 111, 112, 135, 136, 141, 142, 153, 154, 155, 156, 179, 180, 181, 187, 205, 242, 243, 244, 247, 248, 249, 250.

Plan 569—Lots 898, 907, 927, 928, 929, 930, 937, 938, 1005, 1006, 1340, 1341, 1342, 1343, 1344, 1345, 1346, 1358, 1359, 1372, 1373, 1480, 1520, 1521.

BOUGHT AT 1918 TAX SALE (Deeds not yet Received):

Plan 540—Lots 47, 48, 66, 77, 89, 92, 99, 121, 134, 137, 138, 139, 140, 148, 149, 150, 168, 188, 197, 201, 202, 217, 218, 219, 229, 230, 231, 232, 241, 256, 257, 258, 259, 260, 263, 264.

Plan 544—Lots 120, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 191, 197, 229, 297, 316, 317, 344.

Plan 558—Lots 22, 23, 24, 35, 36, 37, 38, 44, 45, 46, 47, 48, 49, 51, 52, 53, 54, 55, 56, 57, 58, 59, 64, 85, 86, 87, 88, 214, 215, 216, 217, 218, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 297.

Plan 569—Lots 811, 812, 813, 814, 878, 893, 895, 905, 906, 952, 953, 1048, 1052, 1167, 1234, 1257, 1402, 1401, 1478, 1479, 1483, 1484, 1492, 1529, 1530.

CHAPTER 109.

An Act respecting the Town of Thorold.

Assented to 24th April, 1919.

Preamble

WHEREAS the Corporation of the Town of Thorold has, by its petition, represented that there is an outstanding floating indebtedness of the corporation, now amounting to \$40,000 which has accumulated over a period of years, and has been created, in part by the expropriation and acquirement of a large quantity of land in the said town by His Majesty the King for the Welland Ship Canal, and consequent loss of taxes of over \$5,000, imposed on the said lands, in part by war expenditures and grants to patriotic funds amounting to over \$18,300, in part by expenditures on capital account to the amount of \$12,000, for which, owing to the war, the said corporation was unable at the time of creation to make any satisfactory sale of debentures, and is now unable by lapse of time to make separate issues therefor, and as to the balance by loss of taxes now uncollectable of over \$3,700, and by unforeseen miscellaneous expenditures of over \$2,000; and the said corporation has by its petition represented that it is unable to pay the said indebtedness otherwise than by the issue of debentures therefor, and has passed By-law No. 633 authorizing the issue of debentures for the amount of \$40,000, payable by annual instalments over a period of ten years; and has petitioned that an Act may be passed to confirm and validate the said by-law, and the debentures to be issued thereunder; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

By-law
No. 633 to
borrow
\$40,000 to
pay off
floating
debt.

1. By-law No. 633 of the Corporation of the Town of Thorold, set forth in full in Schedule "A" to this Act, is hereby ratified and confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof, notwithstanding any want of jurisdiction on the part of the said corporation to pass the said by-law.

Confirma-
tion of
debentures.

2. The debentures issued, or to be issued, under or in pursuance of the provisions of the said by-law, are ratified and

and confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof, notwithstanding any defect in substance or in form (if any) of the said by-law or debentures, or in the manner of passing or issuing the same, and the said corporation is authorized and empowered to do all acts and things necessary for the full and proper carrying out of the said By-law No. 633, and it shall not be necessary to submit the said by-law for the votes of the electors of the said Town of Thorold.

3. The said corporation shall for a period of five years after the passing of this Act employ as its auditor, a qualified chartered accountant, who shall carry out the duties of auditor for the said municipality as provided in *The Municipal Act*. Requirement as to employment of auditor.

SCHEDULE "A."

BY-LAW No. 633.

A by-law to provide for borrowing \$40,000 upon debentures to pay for the floating indebtedness of the Corporation.

Whereas the Corporation owes a floating indebtedness of \$40,000, which has existed for many years, and it is desirable to make proper provision for payment and redemption of same by borrowing the sum of \$40,000 upon debentures of the Corporation;

And whereas the Council deems it expedient for such purpose to pass a by-law to authorize the issue of debentures of the Corporation for the sum of \$40,000, which is the amount of the debt intended to be created by this by-law, payable as hereinafter mentioned, and to provide for payment of the same within ten years from the date thereof with interest thereon at the rate of six per centum per annum payable half yearly;

And whereas it is deemed expedient to make the principal of the said debt repayable in yearly sums during the period of ten years of such amounts respectively that the aggregate amount payable for principal and interest in any year shall be equal as nearly as may be to the amount so payable for principal and interest in each of the other years;

And whereas it will be necessary to raise annually the sum of \$5,434.72 during the period of ten years to pay the said yearly sums of principal and interest as they become due by a special rate sufficient therefor over and above all other rates on all the rateable property in the said town as hereinafter provided;

And whereas the amount of the whole rateable property of the said Town of Thorold according to the last revised assessment roll is \$1,890,083.00;

And whereas the amount of the existing debenture debt of the Corporation is \$145,887.01, exclusive of any liability in respect of local improvement or other indebtedness which, by the provisions of any statutes of the Province of Ontario, is not to be reckoned as part of the indebtedness of the said Corporation for the purpose of ascertaining if the limit of its borrowing power has been reached, and no part of the principal or interest thereof is in arrear;

Therefore

Therefore the Council of the Corporation of the Town of Thorold hereby enacts as follows:

1. That for the purpose aforesaid it shall be lawful for the Council of the Corporation to borrow upon debentures of the Corporation the sum of \$40,000, and debentures shall be made and issued therefor in sums of not less than \$100 each, which debentures shall be signed by the Mayor of the Corporation, and countersigned by the Treasurer thereof, and be sealed with the Corporate seal.

2. The debentures shall all bear the same date and shall be issued within two years after the day on which this by-law is passed, and may bear any date within such two years, and shall be payable in ten annual instalments during the ten years next after the date when the same are issued, and the respective amounts of principal and interest payable in each of such years shall be as follows:

No.	Principal.	Interest.	Total.
1	\$3,034 72	\$2,400 00	\$5,434 72
2	3,216 81	2,217 91	5,434 72
3	3,409 82	2,024 90	5,434 72
4	3,614 40	1,820 32	5,434 72
5	3,831 27	1,603 45	5,434 72
6	4,061 14	1,373 58	5,434 72
7	4,304 81	1,129 91	5,434 72
8	4,563 10	871 62	5,434 72
9	4,836 89	597 83	5,434 72
10	5,127 04	307 68	5,434 72
		<hr/>	
		\$40,000 00	

3. The said debentures shall bear interest at the rate of six per centum per annum, payable half yearly in each and every year during the currency thereof, and shall have attached thereto coupons for the payment of the said interest.

4. The debentures, both as to principal and interest, may be expressed in Canadian currency or sterling and be payable (in gold if required) at the Royal Bank of Canada in the said Town of Thorold.

5. During the currency of the said debentures there shall be raised and levied annually by a special rate sufficient therefor, over and above all other rates, on all the rateable property in the said town the sum of \$5,434.72 for payment of the said instalments of principal and interest.

6. By-law Number 630 of the Corporation passed on the fifth day of February, 1919, is hereby repealed and the debenture issue thereby authorized cancelled, this by-law and the debentures hereby authorized being passed in lieu thereof.

7. This by-law shall take effect immediately upon the same being ratified and confirmed by the Legislative Assembly of the Province of Ontario.

Passed the 27th day of March, A.D. 1919.

(Sgd.) F. G. GRISDALE, Mayor.

(Seal.)

(Sgd.) D. J. C. MUNRO.

CHAPTER 110.

An Act respecting the City of Toronto.

Assented to 24th April, 1919.

WHEREAS the Corporation of the City of Toronto has, Preamble.
by petition, prayed for special legislation in respect of the several matters hereinafter set forth; and whereas, to enable the said corporation more readily and profitably to dispose of debentures, it is desirable that the by-laws specified in Schedule "A" hereto should be confirmed; and whereas no objections have been made to any of the said by-laws, and no opposition has been offered to the confirmation of the same; and whereas it is desirable to grant special powers to the said corporation as to the planting, trimming, care of and removal of trees for ornamental purposes in the highways of the said corporation; and whereas it is desirable to validate certain sales of lands for arrears of taxes, and to remove any doubts that may arise as to the validity thereof; and whereas it is desirable to impose certain restrictions upon the subdivision of vacant lands in the said municipality with reference to the cost of local improvements and other public services, a large part of which would fall upon the general ratepayers of the municipality; and whereas large tracts of land of adjoining municipalities are from time to time annexed to the said municipality, which obtain special advantages as to sewer outlets without sharing any part of the cost thereof, and it is desirable to grant special powers to recover a part of the cost thereof from the owners of such lands upon annexation thereof to the said municipality; and whereas the said corporation has, at great cost and expense, established and maintains a system of sewers, intercepting sewers and sewage disposal works which, owing to the rapid growth of the said corporation, threaten to become inadequate to provide for the needs of the said municipality; and whereas the said system and works cannot be further burdened with the care of sewage from lands without the borders of the said municipality; and whereas, under section 2 of an Act passed by this Legislature in the fifth year of His Majesty's reign, an obligation was cast upon the said municipality to allow the Township

Township of York to connect all sewers then existing, or which might thereafter be constructed in the Township of York, to the sewer system of the said municipality; and whereas it is desirable that the ratepayers of the said municipality should not be further burdened with this obligation, and that the said Act should be repealed; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

By-laws specified in Sched. A confirmed.

1. The by-laws of the said corporation, specified in Schedule "A" hereto, and all debentures issued or to be issued thereunder, and all assessments made or to be made, and all rates levied or to be levied for the payment thereof, are validated and confirmed, and the said corporation is declared to have had power to pass, issue and levy the same.

Planting and trimming of trees.

2. Notwithstanding the provisions of *The Municipal Act*, or any other Act of this Legislature, the council of the said corporation may pass by-laws for authorizing the Park Commissioner, or any other officer appointed for that purpose, or a committee of the council, to:—

- (a) Plant, or cause to be planted, trees in the highways of the municipality;
- (b) Trim, or cause to be trimmed, all trees on private property, the branches of which extend over the highway;
- (c) Trim, transplant, cut down or remove, or cause to be trimmed, transplanted, cut down or removed, any trees planted or growing in any highway, square, lane, or other public communication, without notice to the owner or occupant of adjoining property and without payment of compensation therefor;
- (d) Neither the said corporation, nor any person acting under the authority of a by-law for the purposes mentioned in the preceding clauses of this section, shall incur any liability by reason of anything done under the authority of the by-law if reasonable care, skill and judgment are exercised in the doing of it;
- (e) If the owner of any property objects to the removal of any tree on the highway adjacent to his property, he shall have the right to appeal to the

the Park Commissioner within 48 hours after such work is about to commence, and no such work shall proceed until the said Commissioner has heard such complaint.

3. By-law Number 7778 of the said corporation, passed on the 5th day of March, 1917, set forth in Schedule "B" hereto, is hereby validated and confirmed, and the city council is hereby declared to have had authority to pass the same, and service of a certified copy thereof at the Head Office of the Toronto Suburban Railway Company in the City of Toronto shall be deemed good and sufficient notice thereof to the said company.

By-law
No. 7778 re
railway
lines in
Ward 7
confirmed.

4. All sales of land within the said municipality made prior to the 31st day of December, 1917, purporting to be made by the said corporation for arrears of taxes in respect of land so sold are hereby validated and confirmed, and all deeds of land so sold executed by the mayor, treasurer and clerk of the said corporation, purporting to convey the said land so sold to the purchaser thereof, or his assigns, or to the said corporation, shall have the effect of vesting the land so sold and conveyed, and the same is hereby vested, in the purchaser or his assigns, and his and their heirs and assigns, or in the said corporation and its assigns, as the case may be, in fee simple free and clear of and from all right, title and interest whatsoever of the owners thereof at the time of such sale, or their assigns, and of all charges and encumbrances thereon (except taxes accrued after those for non-payment whereof the said lands were sold). Nothing herein contained shall affect or prejudice the rights of any person under pending litigation.

Tax sales
and deeds
confirmed.

5.—(1) The said corporation may levy and collect against lands annexed to the municipality rates for the cost of any sewer outlet constructed within the municipality before such lands were annexed to the municipality, where such outlet benefits, or may benefit, such lands.

Levying of
rates against
annexed land
for sewer
outlet.

(2) Such rates shall be equal in amount to those levied upon other lands within the municipality, and shall be levied for the same period of time.

Amount
of rate.

(3) All such rates may be levied and collected against such lands under the provisions of *The Local Improvement Act* as though the same had been within the municipality at the time such outlet was undertaken and constructed, and had been undertaken and constructed for the benefit of such lands.

Collection
of rates.

(4) The provisions of this section shall apply to any sewer outlet, for the cost of which rates are being levied at the

Application
of section.

the date of the passing hereof, where lands, although not within the municipality at the time such outlet was undertaken and constructed, are at the date of the passing hereof benefited or may hereafter be benefited by such outlet.

5 Geo. V.
c. 80, s. 2,
repealed.

6. Section 2 of the Act passed in the fifth year of His Majesty's reign, chaptered 80, is hereby repealed, and the following substituted therefor:

2.—(1) Notwithstanding anything contained in any Act of this Legislature, the Municipal Corporation of the City of Toronto may permit the Municipal Corporation of the Township of York to extend any sewer or drain and connect it with any existing sewer in the Municipality of the City of Toronto, upon such terms and conditions as may be agreed upon.

(2) In case of failure of the said Municipal Corporations to agree as to such extension or connection, the matter may be referred by either corporation to the Ontario Railway and Municipal Board to determine, not only the terms and conditions upon which the extension or connection should be made, but also whether the extension or connection should be allowed, and the said Board shall have full power to fix and determine the said terms and conditions and to allow or disallow such connection or extension.

Power to
borrow
money for
certain
purposes
without
assent of
electors.

7. The council of the said corporation may, without submitting the same to the electors qualified to vote on money by-laws, pass a by-law or by-laws for the issue of "Toronto Consolidated Loan Debentures," to raise the sum of \$1,519,585, for the following purposes:

RELIEF SEWERS.

Bloor Street, from Garrison Creek sewer in Willowvale Park to Lansdowne Avenue...	\$231,000 00
College Street, from Beatrice Street, to Spadina Avenue	154,000 00
Sterling Road, from St. Helen's Avenue to a point 80 feet south of Sterling Road....	38,000 00
Dufferin Street, from Lappin Avenue to Geary Avenue	33,600 00
Ruskin Avenue, from Perth Avenue to Edwin Avenue; and Franklin Avenue, from Ruskin Avenue to Antler Street	12,625 00
	Boulton

Boulthbee Avenue, from Condor Avenue to east end, thence southerly via easement to Ivy Avenue, thence westerly on Ivy Avenue to new outlet	9,540 00
Hastings Avenue, from Queen and Leslie Streets to a point 700 feet north of Queen Street	8,470 00
Eaton Avenue	6,750 00
Campbell Avenue, south end, via easement to Symington Avenue	6,600 00
Coady Avenue, from Queen Street northerly.	3,000 00

CONSTRUCTION OF STRACHAN AVENUE BRIDGE.

Additional amount to complete Strachan Avenue Bridge and approaches thereto	15,000 00
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ADDITIONAL CARS FOR CIVIC RAILWAY.

Provision of additional cars	200,000 00
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WATER WORKS MATTERS.

Replacing 4-way connection with new construction, Main Pumping Station, as per Report No. 26 of the Board of Control, adopted in Council on November 18th, 1918	15,000 00
12-inch main, University Avenue, west side, from Queen Street to College Street	21,000 00
24-inch main, Davenport Road, from High Level Pumping Station to Station Street ..	262,000 00
20-inch main, St. Clair Avenue, from Keele Street, west to near Cobalt Avenue	43,000 00
Extension of distribution system in district east of Don River and north of Gerrard Street	460,000 00
	<hr/>
	\$1,519,585 00

8. All by-laws passed in substantial compliance with the provisions of the next preceding section, including any consolidating by-law or bylaws, and all debentures issued or to be issued in pursuance thereof, and all rates levied under such by-laws, shall be legal, valid and binding, and no irregularity in the form of any of the debentures issued under the authority of this Act, or of any by-law authorizing the issue thereof, shall render the same invalid, or be allowed as a defence to any action against the Corporation of the City of Toronto, for the recovery of the amount thereof or interest thereon, or any part thereof.

SCHEDULE

SCHEDULE "A."

No. of By-law.	Nature of work under by-law.	When passed by Council.	Total cost of work.	Amount to be borne by City.	Amount to be borne by ratepayers.	Period of payment, years.	Rate of interest.
7974	Local improvements, concrete steps from Regal Road to Davenport Road	April 22, 1918	\$2,149 74	\$928 21	\$1,221 53	3 yrs.	5½%
7981	Local improvement, widening Bay Street at south-east corner of Queen Street	April 22, 1918	68,478 48	51,358 86	17,119 62	20 yrs.	5½%
7966	Local improvement, asphalt pavements on various streets	April 22, 1918	104,319 63	24,737 13	79,582 50	10 yrs.	5½%
7967	Local improvements, asphaltic pavements on various streets	April 22, 1918	32,637 00	7,585 90	25,051 10	10 yrs.	5½%
7969	Local improvements, sewers on various streets	April 22, 1918	3,425 06	580 61	2,844 45	10 yrs.	5½%
7970	Local improvements, concrete sidewalks on various streets	April 22, 1918	32,756 15	5,304 84	26,851 31	10 yrs.	5½%
7971	Local improvements, grading on various streets	April 22, 1918	189,682 76	140,650 12	.....	.....	.....
7972	Local improvements, concrete curbs on various streets	April 22, 1918	1,254 27	321 53	932 74	10 yrs.	5½%
7973	Local improvements, various street extensions	April 22, 1918	9,705 78	1,656 89	8,048 89	10 yrs.	5½%
7975	Local improvement, granite block pavement on Cherry Street	April 22, 1918	18,358 83	3,825 28	14,533 55	10 yrs.	5½%
7976	Local improvement, brick block pavement on Kingswood Road, from Queen Street to 750 feet northerly	April 22, 1918	9,433 99	710 79	8,723 20	10 yrs.	5½%
7977	Local improvement, concrete pavement on lane first east of Ossington Avenue south from Harbord Street	April 22, 1918	1,569 05	212 43	1,356 62	10 yrs.	5½%

No. of By-law.	Nature of work under by-law.	When passed by Council.	Total cost of work.	Amount to be borne by City.	Amount to be borne by ratepayers.	Period of payment, years.	Rate of interest.
7978	Local improvement, main outlet sewer for West Toronto Drainage Systems Nos. 1 and 2, on various streets	April 22, 1918	245,622 67	175,508 61	70,114 06	10 yrs.	5½%
7980	Local improvement, extension and widening of Pine Crest Road, Conduit Street to Clendenan Avenue...	April 22, 1918	11,477 66	2,869 41	8,608 25	10 yrs.	5½%
7982	Local improvement, extension first lane west of Bathurst Street, south from College Street	April 22, 1918	1,480 32	148 03	1,332 29	10 yrs.	5½%
7984	Local improvement, opening lane first north of Queen Street, westerly from Markham Street, from west end to Palmerston Avenue	April 22, 1918	1,017 61	101 76	915 85	10 yrs.	5½%
8000	Local improvement debentures, consolidating the sums authorized to be borrowed by by-laws 7966, 7967, 7969, 7970, 7971, 7972, 7973, 7975, 7976, 7977, 7978, 7980, 7982, and 7984	June 17, 1918	662,740 78	.....	.....	.....	.....
7968	Local improvements, concrete pavements on various streets	April 22, 1918	39,319 21	7,365 62	31,953 59	5 yrs.	5½%
7979	Local improvement, grading Leslie Street, from Harriett Street to G.T.R.	April 22, 1918	856 59	357 77	498 82	5 yrs.	5½%
7983	Local improvement, opening Amroth Avenue from Danforth Avenue to 840 feet southerly therefrom	April 22, 1918	1,857 94	169 34	1,688 60	5 yrs.	5½%
8001	Local improvement debentures, consolidating the sums authorized to be borrowed by by-laws 7968, 7979, and 7983	June 17, 1918	42,033 74	.....	.....	.....	.....

SCHEDULE "B."

No. 7778. A BY-LAW.

To establish and lay down a line of railway on certain streets in Ward 7, north of Dundas Street.

(Passed March 5th, 1917.)

The Council of the Corporation of the City of Toronto, by a majority vote of all the members thereof, enacts as follows:—

I.

This council doth hereby, pursuant to the provisions of section 30 of the agreement made between the Corporation of the Town of Toronto Junction and The Toronto Suburban Railway Company, Limited, dated the 11th day of November, A.D. 1899, approve of the recommendation of the City Engineer that the Toronto Suburban Railway Company (formerly the Toronto Suburban Street Railway Company, Limited), construct and operate a line of railway upon each of the streets hereinafter set forth, and doth request the said company to complete and put in operation the said lines of railway on or before the 1st day of October, A.D. 1917.

The aforesaid streets are as follows:—

Adrian Avenue, from Symington Avenue to Wiltshire Avenue.

Boler Street, from Maria Street to C.P.R.

Blackthorne Avenue, from Rowntree Avenue to south end.

Britannia Avenue, from St. Clair Avenue to north city limit.

Connolly Street, from Ford Street to Wiltshire Avenue.

Cawthra Avenue, from C.P.R. to Lloyd Avenue.

Clendenan Avenue, from Dundas Street to C.P.R.

Cobalt Avenue, from Ryding Avenue to St. Clair Avenue.

Cloverdale Road, from St. Clair Avenue to north end.

Chambers Avenue, from Howick Avenue to Turnberry Avenue.

Carrick Avenue, from Howick Avenue to south end.

Davenport Road, from Weston Road to Ford Street.

Dodds Avenue, from West Toronto Street to St. Clair Avenue.

Exeter Street, from Laughton Avenue, to 547 feet east of Wiltshire Avenue.

Ethel Avenue, from Dodds Avenue to Runnymede Road.

East Avenue, from Prescott Avenue to G.T.R. Northern Division.

Gillespie Avenue, from Davenport Road to Connolly Street.

Gilmour Avenue, from Dundas Street to Maria Street.

Gourley Crescent, east and west sides, from Ethel Avenue to Ryding Avenue.

Gunns Road, from St. Clair Avenue to Northland Avenue.

Glen Scarlett Road, from Gunns Road to Symes Road.

Hounslow Heath Road, from Laughton Avenue to St. Clair Avenue.

Hibernia Avenue, from Laughton Avenue to east end.

Hook Avenue, from Weston Road to Indian Grove.

Hirons Street, from Keele Street to Cawthra Avenue.

Heintzman Street, from Dundas Street to north end.

Hallawall Avenue, from St. Clair Avenue to north end.

Howick Avenue, from Chambers Avenue to Blackthorn Avenue.

Indian Grove Avenue, from Dundas Street to C.P.R.

Junction

Junction Road, from Keele Street to Weston Road.

Kingsley Avenue, from Laughton Avenue to Symington Avenue.

Kipping Avenue, from Prescott Avenue to G.T.R.

Keele Street, from Weston Road South to north city limit.

Laughton Avenue, from Kingsley Avenue to St. Clair Avenue.

Lindner Street, from Osler Avenue to C.P.R.

Lloyd Street, from Keele Street to Cawthra Avenue.

Miller Street, from C.P.R. to Davenport Road.

Monarch Road, from Weston Road to Weston Road.

Mulock Avenue, from Junction Road to St. Clair Avenue.

McMurray Avenue, from Dundas Street to C.P.R.

Maria Street, from Runnymede Road to Clendenan Avenue.

McCormack Avenue, from Weston Road South to west city limit.

Northland Avenue, from Weston Road South to west city limit.

Osler Avenue, from C.P.R. to St. Clair Avenue.

Perth Avenue, from C.P.R. to Davenport Road.

Pelham Avenue, from Laughton Avenue to Osler Avenue.

Pacific Avenue, from Dundas Street to Vine Avenue.

Prescott Avenue, from St. Clair Avenue to Rowntree Avenue.

Pryor Avenue, from Cloverdale Road to Silverthorn Avenue.

Quebec Avenue, from Dundas Street to C.P.R.

Rutland Street, from Laughton Avenue to Wiltshire Avenue.

Runnymede Road, from Dundas Street to north city limit.

Ryding Avenue, from Dodds Avenue to Runnymede Road.

Rosethorn Avenue, from Rockwell Avenue to Turnberry Avenue.

Rockwell Avenue, from Weston Road to Prescott Avenue.

Rowntree Avenue, from Prescott Avenue to west end.

Symington Avenue, from C.P.R. to Davenport Road.

Springgrove Avenue, from Hounslow Heath Road to St. Clair Avenue.

St. Clair Avenue, from Ford Street to G.T.R. Northern Division.

St. Clair Avenue, from Keele Street to Runnymede Road.

St. John's Place, from Dundas Street to Maria Street.

Shipman Street, from Maria Street to C.P.R.

Silverthorn Avenue, from St. Clair Avenue to Rowntree Avenue.

Symes Road, from St. Clair Avenue to Glen Scarlett Road.

Talbot Street, from Laughton Avenue to east end.

Turnberry Avenue, from Silverthorn Avenue to west end.

Townsley Street, from Weston Road to Union Street.

Uxbridge Avenue, from Pelham Avenue to Connolly Street.

Union Street, from St. Clair Avenue to Wakefield Avenue.

Vine Street, from Keele Street to McMurray Avenue.

Wiltshire Avenue, from Adrian Street to Rutland Avenue.

Westport Avenue, from Weston Road to east end.

Weston Road, from Dundas Street to north city limit.

Watkinson Avenue, from Dundas Street to Hook Avenue.

West Toronto Street, from Keele Street to Dodds Avenue.

Wakefield Street, from Weston Road to Union Street.

W. A. LITTLEJOHN, *City Clerk.*

T. L. CHURCH, *Mayor.*

Council Chamber,
Toronto, March 5th, 1917.

(L.S.)

CHAPTER 111.

An Act respecting the City of Toronto.

Assented to 24th April, 1919.

Preamble.

WHEREAS the Corporation of the City of Toronto has, by petition, prayed for special legislation in respect of the several matters hereinafter set forth; and whereas the said corporation undertook to extend Teraulay Street at a width of 86 feet, between College Street and Davenport Road, and to extend Applegrove Avenue, between Ashdale Avenue and Coxwell Avenue, as local improvements; and whereas it was deemed inexpedient to complete the said works, and the same have been abandoned; and whereas it is expedient to provide for the expenditure made upon the said works before their abandonment; and whereas to enable the said corporation more readily and profitably to dispose of debentures it is desirable that the by-laws specified in Schedule "A" hereto should be confirmed; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Power to
borrow
\$244,063 for
extension
of Teraulay
St. and
Applegrove
Ave.

1. The council of the said corporation may, without submitting the same to the electors qualified to vote on money by-laws, pass a by-law or by-laws for the issue of Toronto Consolidated Loan Debentures to raise the sum of \$244,063 to discharge the indebtedness of \$217,835. created for the purpose of extending Teraulay Street at a width of 86 feet, between College Street and Davenport Road, and the indebtedness of \$26,228 created for the purpose of extending Applegrove Avenue, between Ashdale Avenue and Coxwell Avenue, said works having been undertaken as local improvements and abandoned after the expenditure of the said sums.

Confirma-
tion of
certain
by-laws to
be passed.

2. Subject to the provision of section 4, the by-laws of the said corporation specified in Schedule "A" hereto, including any consolidating by-law or by-laws and all debentures

tures

tures issued or to be issued thereunder and all assessments made or to be made and all rates levied or to be levied for the payment thereof are validated and confirmed, and the said corporation is declared to have had power to pass, issue and levy the same.

3. No irregularity in the form of any of the debentures issued under the authority of this Act, or in any by-law authorizing the issue thereof, shall render the same invalid, or be allowed as a defence to any action against the corporation of the City of Toronto for the recovery of the amount thereof or interest thereon, or any part thereof.

Irregularity in form not to invalidate.

4. The by-laws specified in Schedule "A" shall be published once a week for three successive weeks in a newspaper published in the said city, and any ratepayer may take proceedings to quash any of the said by-laws if such proceedings are commenced within three months after the first publication of the by-laws.

Provision as to motion to quash.

SCHEDULE "A."

(LOCAL IMPROVEMENTS.)

No. of By-law.	Nature of Work under By-law.	When passed by Council.	Total Cost of Work.	Amount to be borne by City.	Amount to be borne by Ratepayers.	Period of Payment, Years.	Rate of Interest.
8070	Pavement on Danforth Avenue, from a point distant 28 feet 3 inches west of the west street line of Broadview Avenue, running south produced to a point 511 feet further west	March 10, 1919	\$15,175.17	\$6,037.29	\$9,137.88	10 yrs.	5½%
8071	Sewer on Queen Street, from Pape Avenue to Leslie Street	March 10, 1919	62,425.26	49,285.26	13,140.00	10 yrs.	5½%
8072	Widening of Kingston Road, from Balsam Avenue to Silverbirch Avenue	March 10, 1919	3,313.97	1,656.99	1,656.98	10 yrs.	5½%
8079	Extension of Duplex Avenue, from south limit of Plan 1809 produced west to Glenview Avenue	March 24, 1919	164,962.15	113,089.35	51,872.80	20 yrs.	5½%
8097	Extension of Duplex Avenue, from north limit of Chaplin Crescent to the north limit of Lot 6, Plan No. 306	April 7, 1919	18,367.48	3,903.11	14,464.37	20 yrs.	5½%
8098	Opening of Cleveland Street, between Merton Street and Davisville Avenue	April 7, 1919	12,882.10	6,441.05	6,441.05	20 yrs.	5½%

CHAPTER 112.

An Act respecting By-law No. 535 of the Town of Walkerville.

Assented to 24th April, 1919.

WHEREAS the Corporation of the Town of Walkerville has, by its petition, represented that the said corporation did on the 14th day of July, 1914, after submission to the votes of the electors of the Town of Walkerville, pass By-law No. 535 to provide for borrowing the sum of \$30,000 to grant aid to the Townships of Sandwich East and Sandwich South, in the County of Essex, towards improving a certain highway known as the Walker Road and the highway forming its extension from the Town of Walkerville to the Talbot Road at the Village of Oldcastle under the provisions of *The Highway Improvement Act*; and whereas, owing to the present war and other preventing circumstances, there has been delay in the improvement of the said highway and the issue of the debentures; and whereas the time for the issue of the debentures hereunder has been extended by the Order of the Ontario Railway and Municipal Board, dated the 9th day of April, 1918, until the 14th day of July, 1920; and whereas no application has been made to quash said by-law, nor is there any action pending wherein the validity of the said by-law is or may be called in question; and whereas the said corporation has prayed that an Act may be passed confirming the said by-law; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. By-law No. 535 of the Corporation of the Town of Walkerville, passed on the 14th day of July, 1914, to provide for borrowing money by the issue of debentures to the amount of \$30,000 for granting aid to the corporations of the Townships of Sandwich East and Sandwich South, in the County of Essex, towards improving the highway known as the Walker Road, set forth in Schedule "A" hereto,

By-law
No. 535
confirmed.

as

as amended by By-law No. 737 of the Corporation of the Town of Walkerville, passed the 2nd day of April, 1919, set forth in Schedule "B" hereto, and the debentures issued or to be issued thereunder, and all assessments made and to be made and rates levied or to be levied for payment of the said debentures are confirmed and declared to be legal, valid and binding upon the corporation of the Town of Walkerville and the ratepayers thereof.

SCHEDULE "A."

By-Law No. 535.

OF THE CORPORATION OF THE TOWN OF WALKERVILLE.

To provide for borrowing money by the issue of debentures to the amount of \$30,000 for granting aid to the Corporations of the Townships of Sandwich East and Sandwich South, in the County of Essex, towards improving the highway known as the Walker Road, and the highways which constitute, or are to constitute, or form, or are to form, part of a highway leading to the Town of Walkerville from the Talbot Road at Oldcastle.

Whereas it is proposed by the Townships of Sandwich East and Sandwich South, and the owners of the land along the proposed route, to construct a concrete pavement from the Southerly limit of the Town to the Talbot Road at Oldcastle;

And whereas the Municipal Council of the Corporation of the Town of Walkerville deems it advisable to grant aid to the Corporations of the said Townships for the improving of the highway so to be paved, to the amount of \$30,000;

And whereas the said council is desirous of providing for such expenditures, and in order thereto it will be necessary to issue debentures of the municipality for the sum of \$30,000, as hereinafter provided which is the amount of the debt intended to be created by this By-law; the proceeds of the said debentures to be applied to the purpose of paying for the said improvement, and to no other;

And whereas it is desirable to issue the debentures at one time and to make the principal of the said debt payable by yearly sums during the period of fifteen years, being the currency of the said debentures; the said yearly sums being of such respective amounts that the aggregate amount payable in each year for principal and interest in respect of the said debt, shall be as nearly as possible equal to the amount so payable in each of the other fourteen years of said period;

And whereas the total amount required by *The Municipal Act* to be raised annually by special rate for paying the said debt and interest, as hereinafter provided, is \$2,890.27;

And whereas the amount of the whole rateable property of the said municipality, according to the last revised assessment roll thereof, is \$6,207,618;

And whereas the amount of the existing debenture debt of the said municipality is \$439,338.00, and no principal or interest is in arrear;

Therefore, the Municipal Council of the Town of Walkerville enacts as follows:

1. That it shall be lawful for the Corporation of the Town of Walkerville to raise by way of loan the sum of \$30,000 for the purposes aforesaid, and to issue debentures therefor in sums of not less than \$100, bearing interest at the rate of five per cent. per annum, and having coupons attached thereto for the payment of the interest.

2. The debentures shall all bear the same date and shall be issued within two years after the day on which this by-law is passed, and may bear any date within said two years, and shall be payable in fifteen annual instalments during the fifteen years next after the year when the same are issued at the Canadian Bank of Commerce, in the said municipality, and the respective amounts of principal and interest payable in each of such years shall be as follows:

Year.	Principal.	Interest.	Total.
1915	\$1,390 27	\$1,500 00	\$2,890 27
1916	1,459 78	1,430 49	2,890 27
1917	1,532 77	1,357 50	2,890 27
1918	1,609 41	1,280 86	2,890 27
1919	1,689 89	1,200 38	2,890 27
1920	1,774 37	1,115 90	2,890 27
1921	1,863 09	1,027 18	2,890 27
1922	1,956 25	934 02	2,890 27
1923	2,054 06	836 21	2,890 27
1924	2,156 76	733 51	2,890 27
1925	2,264 60	625 67	2,890 27
1926	2,377 83	512 44	2,890 27
1927	2,496 72	393 55	2,890 27
1928	2,621 56	268 71	2,890 27
1929	2,752 64	137 63	2,890 27
	<u>\$30,000 00</u>		

3. The mayor of the corporation or some other person authorized by by-law shall sign and issue the debentures, and they shall be sealed with the seal of the corporation.

4. The coupons for the interest shall be signed by the treasurer, and his signature to them may be written, stamped, lithographed or engraved.

5. To provide for the payment of the said sum of \$30,000 and interest thereon, at the rate of five per cent. per annum, computed yearly, the sum of \$2,890.27 shall be raised and levied in each year for a period of fifteen years by a special rate sufficient therefor on all the rateable property in said municipality.

6. That the said sum of \$30,000 to be raised, as aforesaid, be laid out and expended in granting aid for the above mentioned work, and in no other way, and for no other purpose.

7. This by-law shall take effect on and from the final passing thereof.

Signed,

HARRY HOWE,
Mayor.

Signed,

CECIL H. ROBINSON,
Clerk.

Passed, July 14th, 1914.

SCHEDULE "B."

BY-LAW No. 737.

OF THE TOWN OF WALKERVILLE.

A BY-LAW TO AMEND BY-LAW No. 535.

Whereas By-Law No. 535, of the Town of Walkerville, passed on or about the 14th day of July, 1914, provided for the borrowing of \$30,000.00 by debentures for the extension of the pavement on the Walker Road such debentures to bear interest at the rate of Five per cent. per annum;

And whereas owing to a change in the money market the debentures cannot be sold without a substantial loss unless the rate is raised;

Therefore the Corporation of the Town of Walkerville by the Council thereof enacts as follows:

1. That whereas the preamble in said by-law recites that the total amount required by *The Municipal Act* to be raised annually by special rate for paying the said debt and interest as herein-after provided is \$2,890.27 now, therefore the said preamble is hereby amended by striking out the figures "\$2,890.27" and substituting therefor the figures "\$3,088.88."

2. That Section 1 of said by-law is hereby amended by striking out the word "five" therein and substituting therefor the word "six."

3. That Section 2 of said by-law is hereby amended by striking out the schedule of figures at the end thereof and substituting instead thereof the following schedule, that is to say:

Year.	Principal.	Interest.	Payment.
1919	\$1,288 88	\$1,800 00	\$3,088 88
1920	1,366 22	1,722 66	3,088 88
1921	1,448 19	1,640 69	3,088 88
1922	1,535 08	1,553 80	3,088 88
1923	1,627 19	1,461 69	3,088 88
1924	1,724 82	1,364 06	3,088 88
1925	1,828 31	1,260 57	3,088 88
1926	1,938 01	1,150 87	3,088 88
1927	2,054 30	1,034 58	3,088 88
1928	2,177 54	911 34	3,088 88
1929	2,308 20	780 68	3,088 88
1930	2,446 69	642 19	3,088 88
1931	2,593 46	495 42	3,088 88
1932	2,749 06	339 82	3,088 88
1933	2,914 05	175 83	3,088 88
<hr/>			
\$30,000 00			

4. That section 5 of said by-law is hereby amended by striking out the word "five" therein and substituting therefor the word "six," and by striking out the figures "\$2,890.27" therein and substituting therefor the figures "\$3,088.88."

This by-law shall come into force and take effect on the final passing thereof.

Signed,

C. H. KING,
MayorA. E. COCK,
Clerk.

(Seal.)

Passed, April 2nd, 1919.

CHAPTER 113.

An Act respecting the Town of Walkerville and the Townships of Sandwich East and Sandwich South.

Assented to 24th April, 1919.

WHEREAS the Municipal Corporation of the Town of Walkerville and the Townships of Sandwich East and Sandwich South have, by petition, represented that by Orders-in-Council dated the 28th day of July, 1915, the 10th day of May, 1916, and the 16th day of March, 1917, a Board of Trustees (hereinafter referred to as the commission) was appointed in pursuance of section 20 of *The Ontario Highways Act* for a road known as the Walker Road, from the vicinity of the Town of Walkerville to a point on the Talbot Road in the County of Essex, known as Oldecastle; and whereas the agreement set out in Schedule "A" hereto, with respect to the said road was entered into between His Majesty, represented therein by the Honourable Findlay George MacdIarmid, Minister of Public Highways, and the Municipal Corporations of the Town of Walkerville and the Townships of Sandwich East and Sandwich South; and whereas in pursuance of the said agreement the commission proceeded with the said work and has constructed the portion thereof between the Third Concession Road in the Township of Sandwich East and the Townline Road between the Townships of Sandwich East and Sandwich South to the satisfaction of the Minister; and whereas by Order-in-Council, dated the 2nd day of December, 1918, the said road was denominated a "main road" under the said Act; and whereas the said municipal corporations have, by their petition in that behalf, prayed for an Act to validate the said agreement and the acts of the commission, and to confer such additional powers as may be found necessary to enable the commission to carry on and complete the work as provided by the said agreement, and to authorize the contribution by the Province of Ontario toward the cost of the work, of an amount not exceeding forty per cent. (40 per cent.) thereof, and not exceeding for the whole work the sum of \$30,500.00; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent

sent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Commission declared to be Board of Trustees.

1. The commission is hereby declared to be a Board of Trustees, duly appointed under the provisions of section 20 of *The Ontario Highways Act*, and is hereby empowered to carry on and complete the said main road as provided by the said agreement, and the said Act, and amendments thereto.

Orders-in-Council and agreement confirmed.

2. The said Orders-in-Council and the said agreement set forth in Schedule "A" to this Act, to the full extent of the provisions thereof, and to the extent that any of the said provisions require the authority or sanction of the Legislature of Ontario to make them valid, are hereby authorized, validated and confirmed.

Acts of commission confirmed.

3. The acts of the commission in the premises are hereby validated and confirmed.

Payment by Province to commission.

4. The Lieutenant-Governor in Council may direct the payment to the commission from time to time, out of the fund set apart under *The Highway Improvement Act*, of a sum equal to 40 per cent. of the cost of the construction of the said main road.

Special rate to meet excess over estimated cost.

5. In the event of the amounts to be contributed by the said municipal corporations and the Province of Ontario being found insufficient to complete the work, the balance required for that purpose shall be raised, levied and collected in the municipalities in which the work is constructed, by a special rate upon the properties benefited by the work, or fronting thereon, under the provisions of *The Local Improvement Act*, and the commission may apportion between the said townships the amounts to be so raised by them respectively.

Rev. Stat., c. 193.

SCHEDULE "A."

This agreement made in quadruplicate this seventeenth day of August, A.D. 1918,
Between:

His Majesty the King, represented herein and for the purposes hereof by the Honourable Findlay George Macdiarmid, Minister of Public Highways of the Province of Ontario, hereinafter called the "Governor," of the first part;

and

The Municipal Corporation of the Town of Walkerville, in the County of Essex, hereinafter called the "Town," of the second part;

The Municipal Corporation of the Township of Sandwich East, hereinafter called "Sandwich East," of the third part; and

The Municipal Corporation of the Township of Sandwich South, hereinafter called "Sandwich South," of the fourth part.

Whereas it is proposed to construct a concrete or other permanent pavement on what is known as the "Walker Road" and deviations thereof from the present terminus of the concrete pavement at the Third Concession in the Township of Sandwich East southerly to the Talbot Road at Oldcastle, a distance of four and one-half miles, more or less;

And whereas it is estimated that the total cost of the construction of the pavement will amount to the sum of \$76,000 or thereabouts;

And whereas it is proposed that the cost of the work shall be borne as follows:—

By a contribution from the Town of Walkerville	\$30,000
By a contribution from Sandwich East of.....	3,000
By a contribution from Sandwich South of.....	6,000
And a contribution from the Government of.....	
Forty per cent. of the cost of the work;	

Now, therefore, it is agreed by and between the several parties hereto:—

1. That the commission appointed by Order-in-Council, dated the 28th day of July, 1915, for that purpose shall, as soon as may be after the execution of this agreement, proceed with the construction of said pavement.

2. That the specifications for the construction of the pavement shall be subject to the approval of the Minister of Public Highways for the Province of Ontario, and the work of construction shall at all times be subject to inspection and approval by the said Minister of Public Highways for the Province of Ontario.

3. That the location of the road upon which the pavement is to be constructed shall be such as will avoid dangerous turns and railway crossings and no turn or curve shall have a radius of less than 300 feet.

4. That the parties hereto will contribute to the cost of the construction of the said pavement, as hereinbefore recited, and will pass all necessary by-laws and issue all necessary documents to enable them to procure and pay over to the commission their respective

spective contributions to the cost of the construction of the said pavement as hereinbefore recited, and carry out the said Order-in-Council and this agreement and will make application to the Legislature of the Province of Ontario at its next ensuing session for all legislation necessary to validate this agreement and the acts of the commission and confer such additional powers as may be found necessary to enable the commission to carry on the work as provided by this agreement, together with such legislation as may be necessary to validate the by-laws and resolutions of the parties of the second, third and fourth parts hereto respectively, and to authorize the contribution by the Province of Ontario towards the cost of the work of an amount not exceeding thirty thousand five hundred dollars (\$30,500.00).

5. That in the event of the amounts to be contributed as aforesaid, being found insufficient to complete the work, the balance required for that purpose shall be raised, levied and collected in the municipalities in which the pavement is constructed, by a special rate upon the properties benefited by the work or fronting thereon, under the provisions of *The Local Improvement Act*, the commission to apportion among the municipalities the amounts to be raised by them respectively.

6. That the said pavement shall be maintained and kept in repair by the commission at the cost of the Town of Walkerville and of Sandwich East and Sandwich South in such proportions as may be determined by the commission subject to the approval of the Minister of Public Highways of Ontario.

In witness whereof the Honourable Findlay George Macdiarmid has hereunto set his hand and seal of office and the municipal corporation parties hereto have caused the corporations' seal of each of them respectively to be hereunto affixed by the hands of the mayor and clerk of the town and of the respective Reeves and clerks of Sandwich East and Sandwich South.

Signed, Sealed and Delivered }
in the presence of }

CORPORATION OF THE TOWN OF WALKERVILLE,

C. W. HOARE,

Mayor.

A. E. COCK,

Clerk.

(Seal)

CORPORATION OF THE TOWNSHIP OF SANDWICH EAST,

MAURICE RENAUD,

Reeve.

F. G. BELLEPERCHE,

Clerk.

(Seal)

CORPORATION OF THE TOWNSHIP OF SANDWICH SOUTH,

JOHN WEBSTER,

Reeve.

JOHN MCAULIFFE,

Clerk.

F. G. MACDIARMID,

(Seal)

CHAPTER 114.

An Act respecting the Township of York.

Assented to 24th April, 1919.

WHEREAS by an Act passed in the sixth year of the reign of His Majesty King George V, chaptered 100, the Municipal Council of the Township of York was empowered to pass by-laws to construct, maintain and operate systems of waterworks over any defined sections or areas of the said township and for the other purposes set out in the said Act; and whereas the said corporation has, by its petition, prayed for the passing of an Act to amend the aforesaid Act; and whereas it is expedient to grant the prayer of the said petition;

Preamble.

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Section 5 of *An Act respecting the Township of York*,^{6 Geo. V, c. 100, s. 5 amended.} passed in the sixth year of the reign of His Majesty, King George V, chaptered 100, is amended by adding thereto the following words:

Provided that it shall not be necessary to obtain the approval of The Ontario Railway and Municipal Board to any by-laws passed under the provisions of *The Local Improvement Act*, pursuant to clauses (c) and (d) of section 1 of this Act or to any debentures issued in pursuance thereof.

2. The said Act is amended by adding the following as section 4a:—^{6 Geo. V, amended. c. 100,}

4a. The putting down of water mains, service pipes, hydrants, stopcocks, or other appliances by the said corporation on any streets laid out on a registered plan or on land used as a highway and the assessing of the costs of such water mains, service pipes, hydrants, stopcocks or other appliances against the lands fronting and abutting thereon and the collection of the rates therefor, shall not be deemed an assumption of the said streets or lands as highways of the municipality.

Putting down of water mains on street not to be deemed an assumption as highways.

CHAPTER 115.

An Act respecting the Berlin and Northern Railway Company.

Assented to 24th April, 1919.

Preamble.

WHEREAS the Berlin and Bridgeport Electric Street Railway Company, Limited, was incorporated on the 7th day of December, 1901, by Letters Patent under the Great Seal of Ontario for the purposes set out in the said Letters Patent; and whereas by an Act of the Legislature of the Province of Ontario, being 2 Geo. V, chapter 131, the name of the said company was changed to The Berlin and Northern Railway Company; and whereas amongst the powers of the company, as by the said Act were more fully defined, the said company was authorized and empowered to survey, lay out, construct, complete, equip and maintain an extension of its railway line from a point in or near the Village of Bridgeport, in the Township of Waterloo and County of Waterloo to the Villages of Elora and Fergus in the Township of Nichol in the County of Wellington; and whereas *The Ontario Railway Act* was made to apply to the said company and to the railway constructed or to be constructed by it; and whereas by reason of business and financial conditions resulting directly from the war it was impossible to complete the construction, equipment and operation of the company's proposed line within the period of five years as limited by the provisions of *The Ontario Railway Act*; and whereas the said company commenced the construction of the said railway line and expended more than \$32,400 thereon within two years from the passing of the said Act; and whereas the company has, by its petition, prayed that an Act may be passed changing the name of the company to The Waterloo Wellington Railway Company and extending the time for the construction, completion, equipment and operation of the company's said line until three years from the passing of this Act; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The name of The Berlin and Northern Railway Company is changed to The Waterloo Wellington Railway Company. ^{Change of name.}

2. The said Act passed in the second year of the reign of His Majesty King George the Fifth, chaptered 131, is declared to be and to have been in force from the date of the passing thereof, notwithstanding any neglect or default on the part of the company in complying with any of the provisions of the said Act, and anything required to be done by the said Act may be done after the passing of this Act. ^{2 Geo. V. c. 131, be in force.}

3. Notwithstanding anything contained in *The Ontario Railway Act* or in the said Act passed in the second year of the reign of His Majesty King George the Fifth, chaptered 131, the time for the completion of the railway authorized by the said Act and by this Act is extended to three years from the passing of this Act, and if the said railway is not completed and put in operation within said period of three years from the passing of this Act, then the powers granted to the company by the said Act and by this Act shall cease and be null and void as respects so much of the railway as then remains uncompleted. ^{Time for completion extended.}

CHAPTER 116.

An Act respecting Brunner Mond, Canada, Limited.

Assented to 24th April, 1919.

Preamble

WHEREAS Brunner Mond, Canada, Limited, a company incorporated by Letters Patent under *The Companies Act*, Revised Statutes of Canada, 1906, chapter 79, has, by its petition, prayed that it be enacted as hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition in order to enable the said company to transport its goods from one part of its property to the other across the 2nd Concession Road in the Township of Anderdon;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Construction
of private
tramway
authorized.

1. Brunner Mond, Canada, Limited, may construct, maintain and operate a private tramway for the conveyance of merchandise, goods and chattels from the Indian Stone Quarry Reserve to the Detroit River, crossing the 2nd Concession Road in the Township of Anderdon at or near a point ten feet north of the southern limit of the said Indian Stone Quarry Reserve, being in the rear of lots 6 and 7 in the first concession of the Township of Anderdon and in front of parts of lots 2 and 3 in the 2nd concession of the said township.

Rev. Stat.,
c. 185, s. 259,
to apply

2. The company shall comply with the provisions and conditions specified in section 259 of *The Ontario Railway Act*, and shall in the operation of the said tramway be subject to the jurisdiction and order of The Ontario Railway and Municipal Board.

By-law 617
of Township
of Anderdon
confirmed.

3. By-law No. 617 of the Township of Anderdon, which is set out in Schedule "A" hereto, is hereby confirmed.

SCHEDULE "A."

By-LAW No. 617.

A by-law to authorize Brunner Mond, Canada, Limited, to construct, maintain and operate a tramway across the Second Concession Road in the Township of Anderdon at or near a point ten feet north of the southern limit of the Indian Stone Quarry Reserve, being in the rear of lots 6 and 7 in the first concession and in front of parts of lots 2 and 3 in the second concession of the said township.

Whereas by their charter of incorporation, Brunner Mond, Canada, Limited, are authorized and empowered to construct, maintain and operate tramways for the conveyance of merchandise, goods and chattels;

And whereas the said Brunner Mond, Canada, Limited, are owners of the Indian Stone Quarry Reserve, partly in the first concession and partly in the second concession of the Township of Anderdon, in the County of Essex, and desire to construct, maintain and operate a tramway at rail level across the second concession of said township, connecting the two portions of their property aforesaid;

And whereas the said Brunner Mond, Canada, Limited, have applied to the Municipal Council of the Township of Anderdon for their consent to the construction, maintenance and operation of the said tramway:

The Municipal Corporation of the Township of Anderdon enacts as follows:—

1. The consent of the Municipal Council of the Corporation of the Township of Anderdon is hereby given to the construction, maintenance and operation by Brunner Mond, Canada, Limited, of a tramway at rail level across the Second Concession Road of the said township at or near a point ten feet north of the southern limit of the Indian Stone Quarry Reserve.

Provided always that the consent hereby granted is subject to the provisions of section 259 of *The Ontario Railway Act*, Revised Statutes of Ontario, chapter 185, and the provisions contained in the said section are hereby incorporated in this by-law and shall apply to the said tramway in the same manner as if they had been set out herein.

Passed this 22nd day of February, 1919.

A. C. MAILLOUX, *Clerk.*

RAYMOND ROCHELEAU, *Reeve.*

CHAPTER 117.

An Act respecting the Morrisburg and Ottawa Electric Railway Company.

Assented to 24th April, 1919.

Preamble.

WHEREAS the Morrisburg and Ottawa Electric Railway Company was incorporated by an Act passed in the 8th year of His late Majesty's reign, chaptered 130, as amended by an Act passed in the 9th year of His late Majesty's reign, chaptered 136, and as further amended by an Act passed in the 10th year of His late Majesty's reign, chaptered 145, and as further amended by an Act passed in the 2nd year of the reign of His Majesty King George the Fifth, chaptered 142, and as further amended by an Act passed in the 4th year of the reign of His Majesty King George the Fifth, chaptered 120, for the purpose of constructing and operating an electric railway between the points set out in the said Acts; and whereas the said company has, by its petition, prayed that the time for the completion of its undertaking be extended; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Extension
of time
for com-
pletion.

1. Notwithstanding anything contained in *The Ontario Railway Act*, the railway, authorized by the said Act passed in the eighth year of His late Majesty's reign, chaptered 130, as amended by an Act passed in the ninth year of His late Majesty's reign, chaptered 136, and as further amended by an Act passed in the tenth year of His late Majesty's reign, chaptered 145, and as further amended by an Act passed in the second year of the reign of His Majesty King George the Fifth, chaptered 142, and as further amended by an Act passed in the fourth year of the reign of His Majesty King George the Fifth, chaptered 120, and by this Act shall be completed within three years after the

passing

passing of this Act; and if the railway is not completed and put in operation within three years from the passing of this Act, then the powers granted to the company by the said Acts and by this Act shall cease and be null and void as respects so much of the railway as then remains uncompleted.

CHAPTER 118.

An Act respecting the Ontario West Shore Railway Company.

Assented to 24th April, 1919.

Preamble.

WHEREAS by an Act passed in the second year of the reign of His late Majesty, King Edward VII, chaptered 78, the Huron, Bruce and Grey Electric Railway Company was incorporated for the purpose of constructing and operating an electric railway from the Town of Goderich along the route set forth in the said Act; and whereas the name of the said railway company was, by an Act passed in the third year of the reign of His said late Majesty, chaptered 98, changed to the Ontario West Shore Electric Railway Company, and again by an Act passed in the ninth year of the reign of His said late Majesty, chaptered 139, to the Ontario West Shore Railway Company; and whereas the time limited for the completion of the construction of the said railway as originally provided for by the said first mentioned Act was, by an Act passed in the sixth year of the reign of His said late Majesty, chaptered 113, extended to the fourteenth day of May, 1910, and the original Act of incorporation was also thereby revived; and whereas by an Act passed in the eighth year of the reign of His said late Majesty, chaptered 135, the time for the completion of the said railway was further extended to the fourteenth day of April, 1912; and whereas it appears that the Corporations of the Town of Goderich, the Township of Ashfield, the Town of Kincardine and the Township of Huron have guaranteed to the holders thereof the due payment of the bonds of the said the Ontario West Shore Railway Company to the extent of \$400,000 together with interest thereon at the rate of five per cent. per annum payable half-yearly; and whereas it further appears that the said railway company has made default in the completion of the said railway and in the operation of the same, and also in the payment of the interest upon the said bonds so guaranteed as aforesaid; and whereas the said municipal corporations have since and including the year 1912 paid to the holders thereof, the interest upon the said bonds at the rate aforesaid: and whereas by an

an Act passed in the third and fourth years of the reign of His Majesty King George V, chaptered 135, the franchise and all the property, rights and privileges of the said railway company were vested in Thomas-Stothers, in trust for the corporations of the said guaranteeing municipalities, but subject to the rights of creditors and the bond-holders and the trustees for the bond-holders of the said railway company; and whereas by an Act passed in the fourth year of the reign of His Majesty King George V, chaptered 122, the time for completing the said railway was extended for four years from the passing of said Act, and authority was given to sell and dispose of the assets of the said company with the approval of the Ontario Railway and Municipal Board; and whereas the said Thomas Stothers, the trustee appointed under said chapter 122, by and with the approval and consent of said board did dispose of the assets of the said company and there is now in the hands of the Toronto General Trusts Corporation, in trust for the bond-holders, creditors and shareholders, the sum of \$135,000 or thereabouts, bearing interest at the rate of four and one-half per cent.; and whereas the bonds issued by the said railway amounted to the sum of \$600,000 of which \$400,000 was guaranteed by the Corporations of the Town of Goderich, the Township of Ashfield and Huron and the Town of Kincardine, and the balance \$200,000 unguaranteed, but both sums were secured by a mortgage or trust deed executed by the said railway company to the said trust company on certain terms and conditions as are therein set forth; and whereas \$20,000 of the said unguaranteed bonds are in the hands of the said trustee, \$15,000 are held by the Standard Bank of Canada, and \$165,000 were not sold or disposed of and their whereabouts is unknown; and whereas the said corporations are desirous of in the meantime having the said monies invested so as to secure the best return therefrom and that the interest so secured may be applied in reducing the annual payments which said corporations are obliged to make or to form a sinking fund to meet the said bonds when they mature;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The said sum of \$165,000 and \$20,000 held by the said trustee of said unsecured bonds not disposed of by the said railway company are hereby declared to be cancelled and void and the said trust company shall not in future treat them as secured by the mortgage or trust deed.

Cancellation
of certain
undisposed
of bonds.

Trustees
authorized
purchases
\$20,000
unsecured
bonds.

2. Thomas Stothers, the trustee appointed under the Act 3-4 Geo. V, chapter 135, shall have power and authority subject to the approval of the Ontario Railway and Municipal Board to enter into an agreement with the Standard Bank of Canada, or whoever may be the owner thereof, for the purchase of the \$15,000 of the said unsecured bonds held by such bank or owner and to pay for same out of the said sum of \$135,000 held by the Toronto General Trusts Corporation, and in the event of his being unable to do so, the holder or holders of the said bonds shall be entitled to receive a *pro rata* share of the net amount of interest which may from time to time be secured from the investment and re-investment of the said fund, and a *pro rata* share with the secured bond-holders when the said fund is being distributed. Provided, however, that the said bank, or the holder or holders of the said \$15,000 of bonds, before being allowed to rank on the said fund or any part thereof, shall prove to the satisfaction of the Ontario Railway and Municipal Board that it, he or they has a *bona fide* title thereto, paid full face value therefor to or for or on account of the said railway company, and if less than the face value has been paid or allowed therefor, shall only be entitled to rank for the amount of such *bona fide* advance.

Allowance
to trustee
for services
on passing
accounts.

3. The said trustee shall submit to the Ontario Railway and Municipal Board an account of all his dealings and transactions on behalf of the said railway, and in taking said account the Board shall allow him such disbursements as in its discretion have been properly incurred, together with a reasonable compensation for his pains, care and trouble in and about the execution of the said trust, all of which, including the legal costs, charges and expenses necessarily incurred in connection with the handling and preservation of said fund, shall be paid by the said trust company on the order of the said the Ontario Railway and Municipal Board.

Application
of proceeds
of assets
of railway.

4. The said trustee shall be at liberty to enter into an agreement with the said trust company, or any other person, or corporation, for the investment or re-investment of the said funds derived from the sale of the said assets or any other funds or assets of the said railway, at such a rate of interest in such securities as trustees may invest in, and on such terms and conditions as may be mutually agreed on, and the said funds shall be kept so invested until the bonds outstanding and secured by the said mortgage or trust deed shall mature, whereupon the said funds shall be by said trust company, person or corporation, applied *pro rata* in reducing the said \$400,000 worth of guaranteed and \$15,000 worth of unguaranteed bonds.

5. Half-yearly there shall be paid to the said Corporations of Goderich, Ashfield, Huron and Kincardine and to the holders of the said \$15,000 unguaranteed bonds the net interest secured from the said investment of the said funds in *pro rata* proportion to the amount of the guarantees executed by said corporations and the said \$15,000 unguaranteed bonds so that each shall receive an equal proportion thereof based on such guarantees and bonds so held.

Payment of income from investment to guarantors of bonds.

6. The powers conferred by this Act on the said trustee shall not be exercised without the consent and approval of the Municipal Councils of the Towns of Goderich and Kincardine and the Townships of Ashfield and Huron, and in the event of all of the said corporations failing to agree the question involved shall be submitted to the Ontario Railway and Municipal Board for adjudication, and the decision of such Board shall be final and binding and without appeal.

Consent of municipalities to exercise powers of trustee.

7.—(1) The Ontario Railway and Municipal Board shall make such orders and give such directions, either for the payment of commissions and expenses in handling said funds or for the protection thereof and of the rights and interests of all persons interested in the said railway as bond-holders, creditors, shareholders or otherwise as the Board may deem necessary or expedient, so as to give full effect to the provisions of this or any other Act relating to said railway.

Powers of Ontario Railway and Municipal Board.

(2) Compliance with such orders or directions shall be a condition precedent to securing the approval of the Board.

8. In the event of the said funds not being invested with the said trust corporation or under its control, the securities in which they are invested, and, if sold, the proceeds, shall be held by such trust corporation and the interest received by it shall be disbursed in manner aforesaid, and the remuneration for such services to be fixed by said Board; and the said trust corporation shall not be in any way liable for such investments or collections beyond the amount of money it actually receives.

Trust company's obligation where funds not invested with it.

9. All Acts or parts of Acts inconsistent with the provisions of this Act are hereby repealed.

Repeal of inconsistent provisions.

10. This Act shall come into force and take effect the day upon which it receives the Royal Assent.

Commencement of Act.

CHAPTER 119.

An Act respecting the Sudbury-Copper Cliff Suburban Electric Railway Company.

Assented to 24th April, 1919.

Preamble.

WHEREAS the Sudbury-Copper Cliff Suburban Electric Railway Company was incorporated by an Act passed in the second year of the reign of His Majesty King George V, chaptered 149, and entitled *An Act to Incorporate the Sudbury-Copper Cliff Suburban Electric Railway Company*, and was by said Act authorized to construct a railway as therein described; and whereas the company has by its petition represented that the company has constructed and is now operating 7.9 miles of the railway authorized by the said Act of incorporation, and that more capital is required to provide further equipment for the said railway; and whereas the company has further represented by that petition that the capital stock of the company cannot be sold for its par value, and the company has no power to sell its stock at a discount; and whereas the company has by its said petition prayed that the said Act of incorporation be amended to provide for an increase of the capital stock of the company, and to permit the sale of the unissued ordinary shares of the company at a discount; and whereas by an Act passed in the fourth year of the reign of His Majesty King George V, chaptered 125, the time for the commencement and completion of the said railway authorized by the said Act was extended for a period of one and five years respectively; and whereas the company has by its said petition prayed that the time for the completion of the said railway be further extended; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario enacts as follows:—

2 Geo. V. c.
149, s. 6
amended
increase of
capital
stock.

1. Section 6 of the Act passed in the second year of His Majesty's reign, chaptered 149, and entitled *An Act to Incorporate the Sudbury-Copper Cliff Suburban Electric Railway Company* is amended, by striking out the character

acter and figures “\$250,000” at the end of the said section and inserting in lieu thereof the character and figures “\$500,000.”

2. The said section 6 is further amended by adding the following as subsection 2: 2 Geo. V. c.
149, s. 6,
amended.

- (2) The company may sell the unissued ordinary shares of its capital stock at such discount and upon such terms and conditions as the shareholders may from time to time authorize; provided, however, that any authorization of the sale of unissued ordinary shares shall be given at a meeting of the shareholders expressly called by the directors for that purpose, upon at least ten days' notice, and shall be sanctioned by the vote, in person or by proxy, of shareholders who hold at least two-thirds of the subscribed stock of the company. Power to
sell shares
at discount.

3. Notwithstanding anything contained in *The Ontario Railway Act*, the railway authorized by the said Act passed in the second year of the reign of His Majesty King George the Fifth, chaptered 149, as amended by an Act passed in the fourth year of the reign of His Majesty King George the Fifth, chaptered 125, and by this Act, shall be completed within three years after the passing of this Act, and if the railway is not completed and put in operation within three years from the passing of this Act, then the powers granted to the company by the said Acts and by this Act shall cease and be null and void as respects so much of the railway as then remains uncompleted. Time for
completion
extended.

CHAPTER 120.

An Act to Incorporate the Church of the Christian Brotherhood.

Assented to 24th April, 1919.

Preamble.

WHEREAS the persons hereinafter named have, by their petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Incorporation.

1. Richard C. Evans, Alexander E. Gray, Arthur M. Wilson, Thomas Crowley, William T. Evans, James Caskey, William S. Faulds, Thomas Clark, Thomas Bennett and George Trickey, together with such persons as are at present or who may become members of the church, are hereby incorporated under the name of "The Church of the Christian Brotherhood," hereinafter called "The Church."

Church, how composed.

2. The Church shall consist of the presiding bishop who shall also be the president, two counsellors, local bishops and elders, all of whom shall be ministers, and priests, teachers and deacons and such other officers as may from time to time be appointed and members admitted according to the constitutions hereinafter provided for.

Powers of general conference.

3. The Church may meet in general conference and make by-laws not contrary to law, or to the provisions of this Act, and may adopt and frame constitutions and regulations for the organization, for membership, and for enforcing discipline in the Church, and for the appointment, deposition, deprivation, or removal of any person bearing office therein, and for the convenient and orderly management of the property, affairs and interest of the Church in matters relating to and affecting only the Church and for the ordaining of ministers, who shall have the power to solemnize marriage.

4. The first general conference after the incorporation shall be held on or before the 9th day of June, 1919.

First
meeting of
conference.

5. The head office of the Church shall be in the City of Toronto, in the Province of Ontario, or in such other place in Ontario as may from time to time be designated by by-law of the Church.

Head office.

6. The Church may, from time to time, acquire and receive conveyances of such lands, moneys, mortgages and securities or other property as may be required for the purpose of churches, camp-grounds, or for the purpose of a conference building; and may also receive the benefit of any gift or devise, by will or otherwise, in its corporate name for the uses and purposes of the Church.

Power to
acquire and
hold land.

7. The Church may, in addition to the powers conferred upon it by the next preceding section and subject to the provisions thereof, sell, exchange, alienate, mortgage, lease or demise any lands, tenements and hereditaments held by the Church, whether simply by way of investment for the uses and purposes set forth in the next preceding section or not, and the Church may also, from time to time, invest any of its funds and moneys in and upon any mortgage security of lands, tenements and hereditaments, and in debentures of municipal or public school corporations or in Dominion or Provincial securities, including any war loan of the Dominion of Canada, in any part of Canada, and for the purposes of such investments may take, receive and accept mortgages or assignments thereof, whether such mortgages or assignments be made and executed directly to it in its own corporate name, or to some other company or person in trust for it, and shall have and enjoy the same; and furthermore, may sell, grant, assign and transfer such mortgages to any person, company or body capable of receiving an assignment thereof, and may release and discharge such mortgages either wholly or partly.

Alienation
of land, in-
vestment of
funds, etc.

8. All conveyances and instruments of the Church shall be executed by affixing the corporate seal of the Church and the signatures of the president and the secretary for the time being of the Church, or of such other officers or persons as may be authorized by the by-laws or regulations passed by the Conference of the said Church.

Execution
of convey-
ances, etc.

9. The Church shall at all times, when required, make a full return under oath, showing the property, real and personal held by it, for the purposes in section 6 or any of them.

Returns as
to property
and income.

the

the income derived from such property and such other information relating thereto as is required by the Lieutenant-Governor in Council or the Legislative Assembly.

When land
to be sold.

10. The provisions of this Act shall be subject to those of *The Mortmain and Charitable Uses Act* except that the period within which the land shall be sold shall be seven years instead of two years and that it shall not be necessary to sell any land, now or hereafter acquired which is actually and *bona fide* held, used and occupied for the purposes of the corporation.

When Act
takes effect.

11. This Act shall come into force forthwith on the passing of it.

CHAPTER 121.

An Act respecting the Hospital for Sick Children
and the estate of John Ross Robertson, deceased.*Assented to 24th April, 1919.*

WHEREAS John Robinson Robinson, Irving Earle^{Preamble.}
Robertson, Douglas Sinclair Robertson, Jessie Eliza-
beth Robertson and Alfred Taylor Chadwick, the executors
and trustees of the estate of John Ross Robertson, deceased,
and the Hospital for Sick Children have, by their petition,
prayed that it be enacted as hereinafter set forth; and
whereas it is expedient to grant the prayer of the said
petition;

Therefore, His Majesty, by and with the advice and con-
sent of the Legislative Assembly, of the Province of Ontario,
enacts as follows:—

1. Section 2 of the Act passed in the fifth year of the^{5 Geo. 7,}
reign of His Majesty, chaptered 89, being *The Hospital for*^{c. 89, s. 2}
Sick Children Act, 1915, is amended by striking out the^{amended.}
word “eight” in the fourth line thereof and substituting
the word “twelve” therefor.

2. Section 3 of the said Act is hereby amended by strik-^{s. 3}
ing out the word “eight” in the fifth line thereof and^{amended.}
substituting the word “twelve” therefor.

3. Section 9 of the said Act is hereby repealed, and the^{s. 9,}
following substituted therefor:^{repealed.}

9. In case any trustee fails to attend the regular meet-^{Vacancy}
ings of the board for six consecutive months^{in office}
a majority of the trustees shall have power to^{owing to}
declare a vacancy in the Board of Trustees, and^{absence}
in case of the exercise of the aforesaid power^{from}
or in case of the death or resignation of any^{meetings.}
trustee the vacancy so created shall be filled at
a regular meeting by a majority of the remain-
ing trustees present at such meeting, the name
of the proposed trustee being sent to each trustee
one week prior to the meeting at which such
new trustee is to be appointed.

Agreement
between
hospital
and ex-
ecutors of
estate of
John Ross
Robertson
confirmed.

4. The agreement between the Hospital for Sick Children and John Robinson Robinson, Irving Earle Robertson, Douglas Sinclair Robertson, Jessie Elizabeth Robertson and Alfred Taylor Chadwick, the executors and trustees of the estate of John Ross Robertson, deceased, dated January 9th, 1919, a copy of which is set out as Schedule "A" hereto, is hereby ratified, confirmed and declared legal, valid and binding on all parties affected thereby.

59 V, c. 121,
repealed.

5. Chapter 121 of the Act passed in the fifty-ninth year of her late Majesty's reign is hereby repealed.

SCHEDULE "A."

This agreement made the 9th day of January, 1919.

Between:

The Hospital for Sick Children, hereinafter called the Hospital,
of the first part;

and

John Robinson Robinson, Irving Earle Robertson, Douglas Sinclair Robertson, Jessie Elizabeth Robertson and Alfred Taylor Chadwick, executors and Trustees of the estate of John Ross Robertson, deceased, hereinafter call the Trustees, of the second part.

Whereas by a resolution of the Board of Trustees of the hospital bearing even date herewith, the hospital consented to the trustees paying the succession duty payable in respect of the estate of the late John Ross Robertson out of the residue of said estate to the intent that the beneficiaries named in said will liable to pay succession duty should receive their bequests free and clear of succession duty;

And whereas the trustees have requested the hospital to execute this agreement;

Now, therefore, this agreement witnesseth as follows:—

1. In consideration of the premises and of the sum of one dollar now paid by the trustees to the hospital (the receipt whereof is hereby acknowledged), the hospital doth hereby consent to the trustees paying all succession duty as aforesaid out of the residue of said estate, and doth hereby remise, release and forever discharge the trustees of and from all manner of actions, causes of action, accounts, claims and demands whatsoever which the hospital can, shall or may have for or by reason of the payment by the trustees of the succession duty out of the residue of the said estate, the intention being that all such succession duty shall be deemed to form part of and be paid as testamentary and administration expenses of the said estate.

2. This agreement and everything herein contained shall enure to the benefit of and be binding upon the parties hereto and their successors and assigns respectively.

3. This agreement is conditional on its being approved by the Legislature of the Province of Ontario.

In witness whereof the hospital hath hereunto affixed its corporate seal under the hands of its proper officers in that behalf.

Signed, sealed and delivered
in the presence of

EDND. B. OSLER,
Chairman.

(Seal)

BURTON HOLLAND,
Secretary-Treasurer.

JOHN ROBINSON ROBINSON.

IRVING E. ROBERTSON.

D. S. ROBERTSON.

JESSIE ELIZABETH ROBERTSON.

ALFRED T. CHADWICK.

(Seal)

CHAPTER 122.

An Act respecting the Ottawa Civic Hospital.

Assented to 24th April, 1919.

Preamble.

WHEREAS the Corporation of the City of Ottawa has, by its petition, shown that there is need for the establishment and maintenance in the said city of a new general civic hospital, to provide better and more adequate accommodation for the reception, care and treatment of the sick; that the establishment of such hospital will result in the Directors of the County of Carleton General Protestant Hospital, the St. Luke's General Hospital, and the Ottawa Maternity Hospital, respectively, discontinuing the maintenance of their present hospitals, and that, in such event, the said hospitals are prepared to make over to the said Corporation all the property, both real and personal, furnishings, endowments and equipment that they severally possess; and whereas the said corporation has, by its petition, shown that it will be to the advantage of the citizens and inhabitants of the City of Ottawa to have the work, hitherto carried on by the said hospitals, centralized under the control of the said corporation, and that economies in management and operation will be thereby attained; and whereas the said corporation has, by its petition, further shown that it will be necessary for it to raise upon debentures of the corporation a sum not exceeding \$1,500,000 for the purpose of acquiring a site for, and for erecting, such civic hospital, and for equipping and furnishing the same; and whereas the said corporation and the said hospitals have, respectively, prayed that it may be enacted as hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The Ottawa Civic Hospital Act*.

2. The Corporation of the City of Ottawa may acquire, by gift, purchase or expropriation, all such lands as it may deem necessary, within the limits of the said city, as a site for a civic hospital, and may erect, equip, furnish and maintain a hospital thereon.

3.—(1) The corporation may, without the consent of the owner thereof, or of any person interested therein, enter upon, take, use and expropriate all such lands as it may deem necessary for the purposes of such hospital, making due compensation to the owners and occupiers thereof, and to all persons having any interest therein, and may pass all such by-laws as may be necessary for such purpose.

(2) The provisions of *The Municipal Act*, as to the taking of land by expropriation, and as to making compensation therefor, and as to the manner of determining and paying the compensation, shall apply in all cases in which the said corporation shall exercise the powers conferred by this section.

4.—(1) The said corporation may provide by by-law, to be passed without obtaining the assent of the electors of the said city thereto, for borrowing upon debentures of the corporation, for the purpose of acquiring land for, and for erecting, equipping and furnishing the said hospital, such sum or sums of money as it may deem requisite, not exceeding in all \$1,500,000.

(2) All such debentures shall be made payable within thirty (30) years, at latest, from their date of issue.

(3) Every such by-law shall comply with the provisions of section 288 of *The Municipal Act*, and the principal and the interest due in respect of the debentures issued thereunder shall be made payable as provided by the said section.

5.—(1) The Board of Control of the corporation shall on or before the 31st day of March in each year, prepare and certify to the council for its consideration an estimate of the expenditures proposed to be made in connection with the hospital during the year.

(2) The provisions of subsection 2 of section 213 of *The Municipal Act* shall apply to such estimates, and to all proceedings had or taken in connection therewith.

(3) The council of the said corporation shall, in each year, assess and levy, by a special rate on the whole rateable property, to meet expenditure.

perty within the municipality, a sum sufficient to provide for such of the expenditures set out in the estimate, or in a special or supplementary estimate as are approved by the council, notwithstanding that such rate may increase the aggregate annual rates to be levied and collected in the said city beyond the limit fixed by section 297 of *The Municipal Act*.

Board of trustees.

6.—(1) The management and control of the hospital, including the power of making all appointments to the staff thereof, shall be vested in, and exercised by, a board of nine (9) trustees, constituted as follows: the mayor of the said city shall *ex-officio* be a member of such board; two members thereof shall be appointed annually by the council of the said corporation from the members thereof, upon the nomination of the Board of Control, and the remaining six trustees shall be appointed by the council upon the nomination of the said Board of Control, from the ratepayers of the said city, and shall hold office as provided by subsection 5 of this section.

Appointment of trustee on two-thirds vote of Council.

(2) The council shall not, in the absence of the nomination of the Board of Control, as provided by the next preceding subsection, appoint any person a trustee of the said hospital without a two-thirds ($\frac{2}{3}$) vote.

Members of Council as trustees.

(3) Except as provided in subsection 1 of this section, no member of the council shall be appointed a trustee of the hospital.

Mayor and Controllers as trustees.

(4) The mayor and the two trustees appointed from the members of the council shall cease to be trustees at the end of the year for which they were elected mayor and members of council respectively, or at such earlier date as they may cease to be members of the council.

Term of office of appointees of Council.

(5) The term of office of the six trustees appointed from the ratepayers of the said city, as provided by subsection 1 of this section, shall, in the first instance, be regulated as follows: two of such trustees designated by council shall hold office until the end of the first year after the year of their appointment; two of such trustees, designated in like manner, shall hold office until the end of the second year after the year of their appointment, and the remaining two shall hold office until the end of the third year after the year of their appointment; and the council shall, thereafter, so often as the office of a trustee, who is not a member of the council, becomes vacant, elect a successor thereto, who shall hold office for a term of three years, and until his successor is appointed.

(6) All trustees, other than those appointed members of the first Board of Trustees, shall be appointed in the month of January in each year in which an appointment is to be made.

Time for appointment.

(7) A trustee whose term of office has expired shall be eligible for re-election.

Re-appointment of trustee.

(8) No member of the staff of the hospital shall be eligible to be a trustee thereof.

Member of staff ineligible.

(9) Whenever, from any cause, the office of an appointed trustee becomes vacant prior to the expiration of his term of office, the council shall, without unnecessary delay, and in the manner provided by subsections 1 or 2 of this section, appoint a successor, so as to keep the membership of the said board up to the full number of nine (9), and the person so appointed shall hold office for the remainder of the term of the trustee whose place he is appointed to fill.

Filling of vacancies

(10) Four members shall constitute a quorum of the Board of Trustees.

Quorum.

7. The Board of Trustees shall select the land required as a site for the hospital, and shall report to the council the location and area of the lands proposed to be acquired and the estimated cost thereof, and in the absence of such report, duly approved by council, no land or interest therein shall be acquired or purchased by the council.

Selection of site.

8. The Board of Trustees shall be a corporation under the name of "The Trustees of the Ottawa Civic Hospital."

Name of corporation.

9.—(1) The Board of Trustees shall have charge of, and supervision over, the work of erecting, furnishing and equipping the hospital, and over the performance of all contracts let by the council in connection therewith.

Supervisor of erection, etc., of hospital.

(2) The said board shall have control over, and the custody of, all property, both real and personal, belonging to, or used in connection with, the hospital, and shall have power to sell or otherwise dispose of personal property to an amount not exceeding \$1,000.00 at one time, when no longer required for the purposes of the hospital.

Control and management of property.

(3) The said board may from time to time purchase supplies and may engage and pay officers, servants and workmen, for the purposes of the hospital, and may make all such expenditures and enter in all such contracts and agreements as may be necessary or convenient for such purposes, provided

Power to purchase supplies, etc., and to engage officers, etc.

that

that no purchase of supplies, contract, agreement or expenditure shall be made, or entered into, unless money shall have been appropriated by the council and be available for such purpose.

Power to
acquire
land., etc.,
by gift,
devise, etc.

10. The Corporation of the City of Ottawa and the Board of Trustees shall be respectively capable of receiving and taking from any person or body corporate, by grant, gift, devise or otherwise, any land or interest in land, and any personal property, for the use, support and purposes of the hospital, and without license in mortmain, and all persons and bodies corporate shall have full and unrestricted right and power to give, grant and bequeath to the corporation and to the Board of Trustees any land, or interest therein, and any personal property, for such use, support or purpose.

Certain
agreement
confirmed.

11. That certain agreement between the corporation of the City of Ottawa, of the one part, and the Directors of the County of Carleton General Protestant Hospital, the St. Luke's General Hospital, and the Ottawa Maternity Hospital, of the other part, set out in Schedule "A" hereto, is hereby ratified and confirmed, and declared to be binding upon the several parties thereto, according to its true intent and meaning, and the said parties are hereby respectively granted all such powers as may be necessary or convenient for the purpose of carrying into effect the provisions thereof.

Gifts,
devises, etc.,
to certain
hospitals
when
deemed
gifts,
devises, etc.,
to City.

12. All gifts, trusts, bequests, devises, and grants of real or personal property, or of the income or proceeds thereof, heretofore or hereafter expressed by any person in his deed or will, to be made, given or conveyed to the Directors of the County of Carleton General Protestant Hospital, to the St. Luke's General Hospital, or to the Ottawa Maternity Hospital, respectively, shall, insofar as the same shall not have vested in possession, or been carried into effect at the date of this Act, in the absence of an expressed intention to the contrary, set out in such deed or will, be construed as though the same had been expressed to be made to the Corporation of the City of Ottawa, for the purposes of the hospital established by this Act, and shall be paid over, granted or conveyed, by the executor, trustee or other person or corporation charged with the duty of carrying into effect or administering such deed or will to the Board of Trustees, whose receipt shall be a sufficient discharge thereof.

Liability
of patient
or his
executors.

13. The Board of Trustees shall be entitled to recover from a patient other than one who is unable, by reason of poverty, to pay for the same, the charges fixed by the board for treatment in the hospital, and in case of his death while within the hospital, his executor or administrator shall be liable for his burial expenses.

14.—(1) The Board of Trustees may, from time to time, enter into an agreement with any municipal corporation in Ontario, for the payment by the latter of a fixed annual grant to the Board, for any term of years not exceeding five, for the maintenance and treatment of indigent patients to be admitted from such municipality, and every such corporation is hereby authorized to enter into such agreement with the Board and to provide for and pay such grant.

Agreement with other municipal corporations for annual grants.

(2) Within thirty days after the date upon which an indigent patient, who was, or under subsection 4 of section 23 of *The Hospital and Charitable Institutions Act*, is deemed to have been, at the time of his admission, a resident of a municipality within Ontario, other than the City of Ottawa, was admitted to the hospital, and at intervals of not more than three months thereafter, the superintendent of the hospital shall forward, by registered post, addressed to the clerk of such municipality, a statement of the amount owing to the hospital in respect of such patient, and such municipality shall be liable for, and shall pay such amount within thirty days thereafter, and in default of payment, such amount, together with all costs incurred or allowed in respect thereof, may be collected by suit, to be brought by, or in the name of, the Board of Trustees against such municipality, in any court of competent jurisdiction; and the superintendent shall in like manner give notice to such clerk upon the discharge or death of such patient, and shall at such time furnish a final statement of the claim of the hospital.

Notice of amount owing the hospital in respect of non-resident indigent patient.

15.—(1) All moneys received by the Board of Trustees or by the superintendent of the hospital, for the uses thereof, shall be deposited in a special account, to be kept in the name of the Board of Trustees, in a chartered bank in the City of Ottawa.

Deposit of money received by trustees or superintendent in special account.

(2) All cheques drawn upon the said account shall be signed by such officer or officers as the Board of Trustees may designate and appoint for that purpose.

Cheques on account.

(3) The city auditor of the corporation shall audit annually, and at such other times as he may be directed by the council, the books of account, and the expenditures and receipts of the hospital, and he shall prepare and submit to the corporation in the month of January in each year a report, showing the receipts and expenditures made by, or on behalf of, the hospital, during the preceding year, and the assets and liabilities of the hospital. The city auditor shall also report to the council upon any expenditures made by the Board of Trustees, contrary to law, or contrary to the provisions

visions of this Act, and he shall supervise and determine, from time to time, the methods of bookkeeping and accounting to be employed in connection with the hospital.

By-laws,
rules, regu-
lations.

16. The Board of Trustees may, subject to the approval of the Lieutenant-Governor in Council, enact by-laws and regulations for the management of the hospital, and subject to the provisions of subsection 3 of section 9, shall have power to fix all salaries and wages to be paid to the medical and other superintendents thereof, and to their assistants and clerks, and to all other officers and servants of the Board.

17. Except insofar as they may be inconsistent with the provisions of this Act, the provisions of *The Hospitals and Charitable Institutions Act* shall apply to, and govern, the said hospital, and the Board of Trustees thereof, respectively.

SCHEDULE "A."

This Agreement made in quadruplicate the tenth day of March, one thousand nine hundred and nineteen,

Between:

The Directors of the County of Carleton General Protestant Hospital, the St. Luke's General Hospital, and the Ottawa Maternity Hospital, hereinafter called the Hospitals of the first part,

and

The Municipal Corporation of the City of Ottawa, hereinafter called the Corporation of the second part.

Whereas the present hospital accommodation in the City of Ottawa is not adequate to the needs thereof;

And whereas the hospitals have petitioned the corporation to undertake the erection and maintenance of a modern five hundred bed hospital, the hospitals offering in their said petition to turn over to the corporation, subject to their respective liabilities, all their real and personal property, present and future, and of every nature and kind whatsoever;

And whereas the parties hereto are now joining in an application to the Legislative Assembly of the Province of Ontario for the granting of all necessary powers to the applicants to carry out the arrangements as hereinbefore mentioned;

And whereas the parties hereto have agreed as hereinbefore set forth;

Now, therefore, the parties hereto mutually covenant and agree as follows:

(1) The corporation hereby undertakes to use its best endeavours to obtain the necessary authority to permit of the erection and maintenance of a five hundred bed hospital to carry out the functions and work hitherto exercised and performed by the hospitals.

(2) The hospitals hereby covenant and agree with the corporation that in the event of the corporation acquiring a suitable site for and erecting and equipping thereon a modern five hundred bed hospital, and in the further event of the corporation making provision for carrying on for the future the work hitherto performed by all of the hospitals, then and in such event they will severally grant and convey to the corporation, subject only to the payment of their outstanding obligations and liabilities, if any, all their real and personal property whether now in possession or subsequently acquired, and including all legacies, devises and bequests which may now or hereafter be received by them from any person or corporation, to have and to hold the same unto and to the uses of the corporation.

This

This agreement shall cease to be binding upon hospitals should the corporation fail to provide such hospital on or before the thirty-first day of December, one thousand nine hundred and twenty-one.

In witness whereof, the parties hereto have hereunto respectively affixed their corporate seals attested by the hands of their officers duly authorized in that behalf.

THE DIRECTORS OF THE COUNTY OF CARLETON GENERAL
PROTESTANT HOSPITAL:

A. W. FLECK, *President*.

[SEAL]

T. W. KENNY, *Secretary*.

THE ST. LUKE'S GENERAL HOSPITAL:

ROBT. GILL, *Vice-President*.

[SEAL]

R. W. POWELL, *Hon. Secretary*.

THE OTTAWA MATERNITY HOSPITAL:

H. GERTRUDE FLECK, *Vice-President*.

[SEAL]

BESS CAMPBELL BARBER, *Rec. Secretary*.

THE CORPORATION OF THE CITY OF OTTAWA:

HAROLD FISHER, *Mayor*.

[SEAL]

NORMAN H. H. LETT, *Clerk*.

CHAPTER 123.

An Act respecting the Amasa Wood Hospital in
the City of St. Thomas.*Assented to 24th April, 1919.*

WHEREAS the late Amasa Wood in his lifetime pur-^{Preamble.}
chased Lot No. 4 on the east side of Pearl Street and
north of Spring Street, in the City of St. Thomas, according
to registered plan No. 15, and erected thereon valuable
buildings, and by deed dated the 13th day of May, A.D.
1892, conveyed the said lands and buildings to the Corpora-
tion of the City of St. Thomas, and presented the same to
the city for the purposes of a public hospital, upon the trusts,
terms and conditions therein set forth; and whereas one of
the terms and conditions of the said conveyance is that the
government and management of the said hospital should be
in the hands of five governors, of whom the mayor of the
city for the time being should be one, Friend Richard Eccles
of the City of London, physician, should be another for life,
and the remaining three members should be appointed yearly
by the City Council; and whereas it is desirable and exped-
ient, in the opinion of the Council and the Medical Associa-
tion of the City, to change the governing body of the said
hospital from an appointed board to an elected trust, and to
provide for continuity of management; and whereas the Cor-
poration of the City of St. Thomas has, by its petition,
prayed that an Act may be passed for the said purpose; and
whereas it is expedient to grant the prayer of the said
petition;

Therefore, His Majesty, by and with the advice and con-
sent of the Legislative Assembly of the Province of Ontario,
enacts as follows:—

1. Notwithstanding the provisions contained in the deed
of conveyance of the Amasa Wood Hospital property to the
City of St. Thomas, bearing date the 13th day of May,
A.D. 1892, the government and management of the said
hospital shall, from and after the first day of January, 1920,
be vested in and exercised by a Board of Trustees to be
called "The Amasa Wood Hospital Trust."

2.

Incorporation.

2. The said board of trustees shall be a body corporate and politic and shall be composed of the mayor of the city for the time being, Friend Richard Eccles of the City of London, physician, for life, and three other members to be elected yearly by the municipal electors of the City of St. Thomas.

Election of certain members.

3. The members of the said board of trustees to be elected by the municipal electors of the city shall be elected at the annual municipal elections, and in the same manner as the head of the municipality, and all the provisions of *The Municipal Act*, respecting the nomination, election, qualification and otherwise of mayors shall apply to the election of said members; and the first election of such members shall be held at the same time as the municipal elections of the city for the year 1920.

Term of office of elected members.

4. At the first election for members of the said board, the member receiving the highest number of votes shall be declared elected for three years, the member receiving the next highest number of votes for two years, and the remaining member for one year, and thereafter at each annual election, a member shall be elected for three years; and at such first election, in case of an equality of votes, or in case all of the members of the board are elected by acclamation, the term for which each shall serve shall be determined by lot.

Vacancies.

5. In case of a vacancy in the elected members of the board caused by the death, resignation or otherwise of a member, an election shall be held to fill such vacancy in the same manner as the annual election.

First meeting of Board.

6. The first meeting of the said board of trustees shall be held on the second Tuesday in the month of January, 1920, and shall be called by the mayor, and thereafter the first meeting shall be held on such day in each year as the board shall by by-law or resolution appoint.

President of Board.

7. The members of the board shall at the first meeting in each year appoint one of their number to be president of the board, and shall appoint a secretary, and the treasurer of the City of St. Thomas shall be the treasurer of the board.

Estimates for Council.

8. The said board shall, before the 15th day of March, or such other date as the council may fix for the same in each year, prepare and present to the city council, a statement and estimate in detail of the amount required from the city to provide for the maintenance of the hospital for the year.

9. The receipts and expenditures of the said board shall Audit. be audited by the municipal auditor of the city, in the same manner as ordinary municipal accounts and expenditures.

10. The board shall have power to pass by-laws for the By-laws. management of the affairs of the board and of the hospital, and for the carrying out of the objects thereof.

11. It shall be lawful for the councils of the Corporation Grants by municipall- of the County of Elgin and of the several municipalities ties. within the county, from time to time to contribute a sum or sums of money for the enlargement of the said hospital, or towards the maintenance thereof, or of any patients therein, and to pass by-laws and resolutions in the exercise of the powers hereby conferred.

12. The said board is authorized and empowered to re- Gifts, devise, bequests. ceive and take all gifts, legacies and bequests of money or other personality, and of any lands or interest in lands, without license in mortmain, for the use and support of the said hospital or purposes of the board, and all persons and bodies corporate shall have full and unrestricted right and power to give, grant, devise and bequeath the same for the purposes aforesaid, but nothing herein contained shall authorize the board to engage in the business of trading in real estate; and provided also that any of such lands not actually and *bona-fide* required for the purpose of the board, shall be sold and disposed of within five years from the acquisition of the same.

13. The conveyance bearing date the 13th day of May, Variance of conveyance A.D. 1892, made by the said Amasa Wood to the Corporation of the City of St. Thomas of the said hospital property, and registered in the registry office for the County of Elgin as No. 16952 for St. Thomas is hereby varied in accordance with the provisions of this Act, and in all other respects is ratified and confirmed, and declared to be legal, valid and binding as so varied upon the parties thereto.

14. The said board shall have authority to conduct and Management of hospital. carry on the said hospital as a general hospital, subject to the provisions contained in the deed of gift, and to such rules and regulations, not inconsistent therewith, as the board, from time to time, may make and pass, and also to maintain a training school and residence for nurses, and may prescribe rules and periods of training for and issue certificates of fitness or diplomas to nurses educated therein and graduating therefrom.

CHAPTER 124.

An Act to Incorporate the Ontario Society for the Prevention of Cruelty to Animals.

Assented to 24th April, 1919.

Preamble.

WHEREAS it is desirable to facilitate and provide for the prevention of cruelty to animals and their protection and relief therefrom as hereinafter provided; and whereas The Right Reverend James F. Sweeny, Lord Bishop of Toronto; The Reverend Rabbi Solomon Jacobs; Robert Gregory, Police Inspector; J. J. Kelso, J. M. Wilson, T. M. Barry, W. W. Canham and John J. Dixon, all of the City of Toronto, Esquires, by their petition, have prayed for an Act of incorporation under the name of The Ontario Society for the Prevention of Cruelty to Animals for the said purposes; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Incorporation.

1. The Right Reverend James F. Sweeny, Lord Bishop of Toronto, The Reverend Rabbi Solomon Jacobs, Robert Gregory, Police Inspector, J. J. Kelso, J. M. Wilson, T. M. Barry, W. W. Canham and John J. Dixon, Esquires, all of the City of Toronto, and all persons who shall hereafter become members thereof as hereinafter provided, shall be and they are hereby created a body politic and corporate under the name of The Ontario Society for the Prevention of Cruelty to Animals.

Calling of first meeting.

2. Any three or more of the persons named in section 1 may summon the first meeting of the society by a public notice to be signed by them and inserted in one or more newspapers published in the City of Toronto, and such meeting shall be held in the said City of Toronto at such time and place as the persons signing such notice shall thereby appoint.

3.

3. The said society shall consist of all persons who shall contribute to the funds thereof according to the rules and regulations of the society, and for the purpose of holding the first meeting and all other preliminary meetings prior to the adoption of a constitution, shall consist of all persons who shall have subscribed and paid a sum of not less than two dollars to such fund. Members of society.

4. The society may make and adopt such constitution, rules and regulations not contrary to law as it may deem necessary for the control and management of its affairs. Constitution, rules and regulations.

5. The society shall have power to:—

Powers.

(a) Acquire and hold as purchasers, donees, devisees or legatees or in any other capacity any interest in lands and tenements, accept, receive and hold any gifts, devises, bequests or subscriptions, either of real or personal estate; grant, lease, bargain, mortgage, sell, assign or otherwise dispose of any such lands or tenements or personal estate as may be necessary and proper for its purposes, provided that the land which may be so acquired, held and used by the society shall not exceed an annual value of \$5,000; Acquiring land, etc.

(b) Erect, construct, equip and maintain any building or works which it may deem necessary or convenient for the purposes of the society; Erection of buildings.

(c) Form and establish branch societies and take over and establish as such any existing society or association having similar objects in whole or in part with the society, and in all cases subject to such conditions and regulations as the society may deem expedient; Branches.

(d) Do all such other matters and things as it may deem necessary for carrying out its purposes. General purposes.

6. For the purpose of the enforcement of the provisions of this or any other Act for the prevention of cruelty to animals, any inspector or agent of the society shall have the power of a constable in any municipality or district in Ontario, and the society shall be entitled to the assistance of all constables and police officers. Inspectors and agents to have power of constables.

7. If there is reasonable ground to believe that an animal is impounded, yarded, or confined without necessary food, water or attention for more than fifteen consecutive hours, any inspector or agent of the society may enter into and open any place in which such animal is impounded, yarded or confined. Supplying of food and attention to animals impounded or confined.

or

or confined, and supply it with necessary food, water and attention, as long as it remains there, or may, if deemed necessary, remove such animal, and shall not be liable for such entry or removal and may recover from the owner of the animal the necessary expense of such food and attention. Provided, however, that the owner or custodian of the animal, if known, shall be forthwith notified of such action.

Forcible
entry into
premises
for protec-
tion of
animals.

8. Any inspector or agent of the society or other peace officer or constable may at any time force an entrance into any building, erection, enclosure, car, truck, vehicle or vessel in which he has reasonable grounds for supposing that any animal is being ill-treated or neglected and may remove therefrom any such animal.

Taking
possession
of animal
ill treated.

9.—(1) If any inspector or agent of the society has reasonable grounds for supposing that an animal is being ill-treated or neglected, he may take possession of it in any place for the purpose of having it examined by a veterinary surgeon.

(2) If the owner can be conveniently found, he shall be notified of the time and place of such examination.

Destruction
of animal.

(3) If, in the judgment of the veterinary surgeon, the animal has been neglected or cruelly treated, the inspector or agent, with or without the consent of the owner or person entitled to the possession thereof, may, with the approval of the veterinary surgeon, forthwith destroy it, or may place it under proper and sufficient care and treatment and keep it under such care and treatment for a period not exceeding thirty days, during which time the owner shall have access to and the use of such animal, with the consent and approval of the veterinary surgeon.

Liability of
owner for
expenses.

(4) The owner of any such animal shall be held liable for the food, care and treatment of it, and the society shall have a lien on it for the cost of all provisions, care and treatment supplied by the society.

Power to
sell animal.

(5) If the owner of the animal neglects or refuses to pay for such food, care and treatment within five days after being notified, or if the owner, after due enquiry, cannot be found the society may sell or dispose of the animal and reimburse itself out of the proceeds, paying the balance to the owner of said animal or to the person entitled thereto.

Exemption
of property
from
taxation.

10. The land and buildings of the society shall be exempt from taxation except for local improvements and school purposes so long as the same are held, used and occupied for the purposes of the society.

11. Except as herein otherwise provided, the provisions of *The Mortmain and Charitable Uses Act* shall apply except that it shall not be necessary to sell any land now or hereafter acquired which is actually and *bona fide* held, used and occupied for the purposes of the society.

Application
of Revised
Statutes,
c. 103.

CHAPTER 125.

An Act respecting the Central Canada Exhibition Association.

Assented to 24th April, 1919.

Preamble.

WHEREAS The Central Canada Exhibition Association has, by its petition, represented that it is desirable that an Act should be passed to make certain changes respecting the membership of the Association and the Board of Directors thereof; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

51 V, c. 79,
s. 4,
repealed.

1. Section 4 of the Act passed in the fifty-first year of the reign of Her late Majesty Queen Victoria, chaptered 79, being an Act to incorporate The Central Canada Exhibition Association, as enacted by section 2 of chapter 85 of the Acts passed in the fifth year of the reign of His Majesty King George V, is repealed, and the following substituted therefor:

Sections
composing
membership.

4.—(1) The membership of the said association shall be divided into three sections as follows:

(a) The City Council section;

(b) The Manufacturers, Merchants, Liberal Arts and Miscellaneous section; and

(c) The Agricultural section.

Limit of
number
of mem-
bers.

(2) Exclusive of such persons as may from time to time be admitted to membership of the association, pursuant to by-law passed by the Board of Directors, not more than 180 persons shall be members of the association at any one time, of whom not more than 60 shall be members of any section.

(3)

(3) The city council section shall consist of the mayor ^{City council} and the members of the council of the City of ^{section—} Ottawa, the city clerk, the city engineer, the city ^{how com-} solicitor, the city architect, the medical officer of health, the assessment commissioner, the chief of the fire department, the city treasurer, the city auditor, the chief constable, the city collector, the chairman of the Local Board of Health of the City of Ottawa, the superintendent of the Ottawa Hydro-Electric Commission, the superintendent of Lansdowne Park, the mayor of the City of Hull, and such other heads of departments of the Corporation of the City of Ottawa and rate-payers of the said city, not exceeding 60 in all, as the council of the corporation may by resolution from time to time appoint members of the section.

(4) The manufacturers, merchants, liberal arts and ^{Manufac-} miscellaneous section shall consist of the presi- ^{turers,} dent and two members of the Board of Trade of ^{merchants,} the City of Ottawa, the president and nine mem- ^{etc., section} bers of the Retail Merchants' Association of ^{—how} Canada, Ottawa branch, the president and eight ^{composed.} members of the Retail Grocers' Association of the City of Ottawa, two members of each of the following bodies:—The Wholesale Grocers' Association of Ottawa, the Commercial Travellers' Association of Ottawa, the Allied Trades and Labour Association of Ottawa, the Ottawa Motor Club, the Canadian Club of Ottawa, the Rotary Club of Ottawa, the Kiwanis Club of Ottawa, the Canadian Manufacturers' Association; the chairman and one other member of the Ottawa Public School Board, and one member of each of the following bodies:—The Ottawa Roman Catholic Separate School Board, the Ottawa Collegiate Institute Board, the Ottawa Motor Boat Association, the Great War Veterans' Association of Ottawa, the Civil Service Association of Ottawa, the Canadian Lumbermen's Association, the Eastern Canada Passenger Association, and one representative appointed by the proprietors of *The Ottawa Journal*, *The Ottawa Citizen* and *Le Droit* newspaper, together with such other persons resident in the City of Ottawa as may from time to time be admitted to membership of the Association, pursuant to by-law passed by the Board of Directors, provided that no officer or servant of the Government of Canada,

Canada, or of the Government of Ontario, holding office in, or attached to, the Department of Agriculture of such Government respectively, shall be a member of such section.

Agricultural
section—
how
composed.

- (5) The agricultural section shall consist of the Deputy Minister of Agriculture for Canada, the Deputy Minister of Agriculture for Ontario, the Superintendent of Ontario Agricultural Societies, the Dominion Live Stock Commissioner, the Dominion Veterinary Director-General, the Dominion Dairy Commissioner, the Dominion Seed Commissioner, an officer of the Dominion Experimental Farm appointed by the Director thereof, the Warden of the County of Carleton; two members from each of the following bodies:—The Canadian Swine Breeders' Association, the Canadian Sheep Breeders' Association, the Dominion Shorthorn Breeders' Association, the Canadian Ayrshire Breeders' Association, the Clydesdale Horse Association of Canada, the Holstein-Friesian Association of Canada and the Ottawa Poultry Association; one member from each of the following bodies:—The Ontario Association of Fairs and Exhibitions, the Central Canada Veterinary Association, the Canadian Kennel Club, the Ottawa Kennel Club, the Eastern Ontario Poultry Association, the Canadian Thoroughbred Horse Society, the Canadian Hackney Horse Society, the Canadian Pony Society, the Canadian Shire Horse Association, the Ottawa Hunt Club, the Ottawa Driving Club, the Connaught Park Jockey Club, the Canadian Standard Bred Horse Society, the Canadian Aberdeen Angus Association, the Canadian Hereford Breeders' Association, the Canadian Jersey Cattle Club, the Dominion Cattle Breeders' Association, the Ontario Sheep Breeders' Association, the Ottawa Pigeon Fanciers' Association, the Ottawa Horticultural Society, the Ontario Vegetable Growers' Association, the Ontario Beekeepers' Association, the Eastern Ontario Dairyman's Association, the Canadian Guernsey Breeders' Association, the French Canadian Cattle Breeders' Association, the Canadian Red Polled Association, the French Canadian Horse Breeders' Association, the Canadian Belgian Draft Horse Breeders' Association, the Canadian Brown Swiss Association, the

the Canadian Goat Society, the Ontario Berkshire Association, the Ontario Yorkshire Association, the Eastern Canada Live Stock Union, the Canadian National Live Stock Council, the General Breeders' Association of the Province of Quebec, and the Canadian National Live Stock Records, together with such other persons resident elsewhere than in the City of Ottawa, and such servants and officers of the Government of Canada, and of the Government of Ontario, holding office in, or attached to, the Department of Agriculture of such Government respectively as are *bona fide* engaged in the pursuit of agriculture, and as may from time to time be admitted to membership, pursuant to by-law, passed by the Board of Directors.

- (6) Whenever it is in this section provided that one or more members of any body shall be a member <sup>Nomina-
tion of
members.</sup> of any of the sections into which the Association is divided, such body (other than the city council or an educational board), shall name and appoint such members at the annual meeting thereof, and notice of such appointment, and of the names and addresses of the members appointed, signed by the president and secretary of such body, shall be delivered or mailed to the association at its head office in the City of Ottawa, not later than the third Wednesday of January in each year.
- (7) Every person appointed a member of the association by any of the bodies named in subsections <sup>Term of
office of
member.</sup> 4 and 5 of this section shall continue to be a member until notice of the appointment of his successor is given as provided by subsection 6 of this section.
- (8) In the event of any such body failing to appoint <sup>Failure of
body to
appoint
member.</sup> a representative in any year, and to give notice thereof as provided by subsection 6 of this section, the board of directors of the association may by resolution suspend or cancel the representation of such body. The decision of the said board shall be final upon any question raised as to the regularity or sufficiency of the appointment or notice of appointment of any member.

Admittance
of other
members
by directors.

- (9) The directors of the association may by by-law admit to membership in the association such number of representatives of other bodies or such other persons as they may see fit, and shall in such case assign the same to one or other of the sections lettered (b) and (c) in subsection 1 of this section, provided that in no case shall the number of members attached to any such section be increased beyond 60, exclusive of such persons as may from time to time be admitted to membership of the association, pursuant to by-law passed by the Board of Directors.

Classes of
life
members.

- (10) Such persons as are now, or as may hereafter be appointed life members of the association pursuant to by-law passed by the board of directors, shall be divided into two classes, as follows—all life members who reside in the City of Ottawa shall be members of the section lettered (b) in subsection 1 of this section, and all life members who reside elsewhere than in the City of Ottawa, shall be members of the section lettered c in the said subsection.
- (11) The Board of Directors of the Association may from time to time provide, by by-law, that such persons as shall pay the fees prescribed by such by-law, may be admitted to membership thereof, either for life, or from year to year, and all such members shall be assigned to one or other of the sections lettered (b) and (c) in subsection 1 of this section, in the manner provided by subsections 4 and 5.
- (12) Should any question arise as to the residence of any life or annual member of the Association, or as to whether such member is, or is not, an officer or servant of the Dominion or Provincial Government, holding office in or attached to the Department of Agriculture of such Government, respectively, such question shall be determined by the Board of Directors of the Association, whose determination, expressed by a resolution thereof, shall be final.

5 Geo. V.
c. 85, s. 4,
repealed.

2. Section 9 of the said Act incorporating the Central Canada Exhibition Association, as enacted by section 4 of chapter 85 of the Acts passed in the fifth year of the reign of His Majesty King George V, is repealed, and the following substituted therefor:—

- 9.—(1) The board of directors shall consist of 25 persons. ^{Constitution of board of directors.} The mayor and seven other members of the Council of the City of Ottawa, or of the Association, to be named and appointed by such council at its inaugural meeting in each year shall be directors; the sections lettered (b) and (c) in subsection 1 of section 4 of this Act, shall each elect in each year at the annual general meeting of the association eight directors by a plurality of the votes of the members of such section present in person and voting, and the Warden of the County of Carleton for the time being shall be a director of the association.
- (2) The directors shall immediately after such annual ^{Election of officers.} election, elect from among the members of the board, a president and two vice-presidents. The president, vice-presidents and directors shall continue in office for one year, and until their successors are appointed. If any vacancy at any time occurs by death, resignation or otherwise, on the board of directors or in the office of president or vice-president, the remaining directors shall fill such vacancy by the appointment of some member of the association, who shall hold office for the remainder of the year for which his predecessor in office was appointed.
- (3) The association may at its annual general meeting ^{Honorary members.} appoint such persons as it thinks proper, honorary directors of the association, but such honorary directors shall not have the right to vote at or to take part at the meetings of the board of directors.

CHAPTER 126.

An Act respecting the Canadian National Exhibition Association.

Assented to 24th April, 1919.

Preamble.

WHEREAS The Canadian National Exhibition Association has, by its petition, represented that it is desirable that an Act may be passed to provide that the directors thereof may appoint annually such number of honorary and associate directors as they may deem advisable upon the recommendation of the Executive Committee; that, in order to retain the services of the past presidents of the Association, they should be constituted life members of the Association and members of the board of directors and be assigned to such section of membership as may be determined by the board of directors; that certain changes should be made in the membership of the city council section and certain additional members added thereto; that, owing to changes in the names of certain bodies having representation in the membership of the Association, such bodies should continue to have representation under such new names; that it is desirable to change the date when notice of the appointment of representatives to the Association should be received by the secretary; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

42 Vic., c.
31, s. 10,
amended.

1. Section 10 of the Act passed in the forty-second year of the reign of Her late Majesty Queen Victoria and chaptered 81 is amended by adding thereto the following words: "The directors shall also have full power to appoint annually such number of honorary and associate directors as they may deem advisable, upon the recommendation of the executive committee, and such honorary and associate directors shall have such powers and perform such duties as may be assigned to them from time to time by the Board of Directors, but shall not have the right to vote at meetings of the Board of Directors.

2. Subsection 1 of section 9 of the Act passed in the second year of the reign of His late Majesty King Edward VII and chaptered 65, as enacted by section 2 of the Act passed in the fifth year of the reign of His said Majesty and chaptered 114, is amended by striking out the words "The board of directors shall consist of twenty-five persons as follows: 'The Minister of Agriculture,' in the first and second lines thereof, and by substituting therefor the following words: 'The board of directors shall consist of the Minister of Agriculture of the Province of Ontario, the past presidents of the Association and twenty-four persons as follows':"—

3.—(1) Section 4 of the Act passed in the forty-second year of the reign of Her late Majesty Queen Victoria and chaptered 81, as enacted by section 3 of the Act passed in the second year of the reign of His Majesty King George V, and chaptered 151, is amended as follows:

(a) by striking out subsection 2 and substituting the following therefor:

(2) The City Council section shall consist of the mayor, the members of the Council of the City of Toronto; the city treasurer, the park commissioner, the city clerk, the commissioner of works, the corporation counsel, the city solicitor, the city architect, the medical officer of health, the assessment commissioner, the property commissioner, the street commissioner, and the chief of the fire department;

(b) by striking out the words "the Commercial Travellers Association" in the 13th and 14th lines of subsection 3 and substituting therefor the words "the Commercial Travellers Association of Canada;"

(c) by striking out the words "The Graphic Art Club, the Applied Art Club, the Royal Canadian Academy" in the 20th and 21st lines of the said subsection 3 and substituting therefor the words "the Society of Graphic Art, the Society of Applied Art, the Royal Canadian Academy of Arts;"

(d) by striking out subsection 4 and substituting the following therefor:

- (4) The Agricultural section shall consist of the Minister and Deputy Minister of Agriculture of the Province of Ontario, the President of the Ontario Agricultural College, the Superintendent of Agricultural and Horticultural Societies of the Province of Ontario, the Director of the Live Stock Branch of the Ontario Department of Agriculture, the Director of the Fruit Branch of the Ontario Department of Agriculture, the Director of the Dairy Branch of the Ontario Department of Agriculture, two representatives from each of the following bodies: Canadian Kennel Club, Dominion Shorthorn Breeders Association, Canadian Swine Breeders Association, and one representative from each of the following bodies: Toronto Agricultural Society, Canadian Thoroughbred Horse Society, Canadian Hackney Horse Society, Clydesdale Horse Association of Canada, Canadian Pony Society, Ontario Horse Breeders Association, Canadian Percheron Horse Breeders Association, Canadian Shire Horse Association, Toronto Hunt Limited, Toronto Driving Club, Ontario Jockey Club, Ontario Veterinary Association, Canadian Standard Bred Horse Society, Canadian Aberdeen Angus Association, Canadian Ayrshire Breeders Association, Canadian Hereford Breeders Association, Holstein-Friesian Association of Canada, Canadian Jersey Cattle Club, Ontario Cattle Breeders Association, Canadian Sheep Breeders Association, Ontario Sheep Breeders Association, The Western Ontario Poultry Association, the Eastern Ontario Poultry Association, Toronto Poultry & Pet Stock Association, Canadian Pigeon Fanciers Association, Toronto Canary and Cage Bird Society, Ontario Horticultural Association, Toronto Horticultural Society, Fruit Growers Association of Ontario, Gardeners & Florists Association of Ontario, Ontario Vegetable Growers Association, Ontario Beekeepers Association, Eastern Ontario Dairymens Association, Dairymens Association of Western Ontario, and the Dominion Grange, such re-

presentatives

representatives to be named and appointed by the said several bodies at their annual meeting for the election of officers;

(e) by striking out the words "not later than the last Wednesday of January at the hour of 12 o'clock noon in each year" in the 3rd last line of subsection 5 and substituting therefor the words "not later than the second Wednesday of February at the hour of 12 o'clock noon in each year"

(f) by inserting at the commencement of subsection 8 the following words: "The past presidents of the Association."

(2) The said section 4 of the said Act is further amended^{s. 4} by inserting the following as subsections (5a) and (7a): ^{amended.}

(5a) In recognition of distinguished services to the Association, all past presidents shall be constituted life members of the Association and members of the Board of Directors, and shall be assigned to section (a), (b) or (c), as may be determined by the Board of Directors.

(7a) In the event of any of the bodies mentioned in the foregoing subsections 3 or 4 changing its name, such body shall continue from time to time to have the same rights and privileges under any such new name as though such new name were mentioned in the said subsections.

CHAPTER 127.

An Act authorizing the Continental Guaranty Corporation to carry on business in Ontario.

Assented to 24th April, 1919.

Preamble.

WHEREAS the Continental Guaranty Corporation, a corporation carrying on business in the State of New York and elsewhere in the United States of America, and in Montreal, in the Province of Quebec, has by its petition prayed for an Act authorizing and permitting the said corporation to carry on business in the Province of Ontario; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Power to buy and sell motor vehicles, etc.

1. The Continental Guaranty Corporation is hereby authorized to carry on within the Province of Ontario the business of buying, selling and dealing in automobiles, motors and motor vehicles and their accessories, and of assisting dealers therein to purchase the same from manufacturers and wholesalers thereof, and to purchase, sell, discount, pledge and hypothecate promissory notes, lien notes, purchase agreements and other securities given for or on account of the purchase price of automobiles, motors and motor vehicles and their accessories.

Powers as financial and investment agents.

2. The said Continental Guaranty Corporation is further authorized to carry on within the Province of Ontario the business of financial and investment agents and to buy, sell and deal in stocks, bonds, debentures, securities and obligations of all kinds, and to act as general agent and commission merchant.

Capital used in Ontario.

3. The said Continental Guaranty Corporation may use in the conduct of its said business, within the Province of Ontario, a part of its capital not to exceed \$500,000.

4. Gideon Grant, of the City of Toronto, in the County of York, barrister-at-law, is hereby appointed agent and attorney of the said corporation, to act as such, and to sue and be sued, plead and be impleaded in any court in Ontario, and generally on behalf of the corporation and within Ontario to accept service of process, and to receive all lawful notices, and, for the purposes of the corporation, to do all acts, and to execute all deeds and other instruments relating to matters within the scope of the foregoing. The said corporation may at any time remove the said attorney and appoint another or others in his stead, and so on from time to time in the same manner as is required of any foreign corporation licensed under the provisions of *The Extra Provincial Corporations Act*.

5. The said Continental Guaranty Corporation shall annually make the return required by section 14 and pay the fees provided for in section 20 of *The Extra Provincial Corporations Act*.

6. The said Continental Guaranty Corporation shall, in addition to the foregoing powers, be authorized to exercise within the Province of Ontario all such of the powers set forth in its instrument of incorporation as are directly or by implication conferred under the laws of Ontario on companies incorporated under *The Ontario Companies' Act*, Part I, subject to any limitations in the said Act contained.

7. Save as herein otherwise provided, the provisions of *The Extra Provincial Corporations Act* shall apply to the said Continental Guaranty Corporation.

CHAPTER 128.

An Act respecting The North American Accident Insurance Company.

Assented to 24th April, 1919.

Preamble.

WHEREAS The North American Accident Insurance Company was incorporated by Letters Patent of the Province of Ontario under the provisions of *The Ontario Insurance Act*; and whereas The North American Accident Insurance Company was incorporated by Special Act of the Dominion Parliament passed in the seventh and eighth years of the reign of His Majesty King George V, chaptered 65; and whereas by Memorandum of Agreement, dated the 10th day of December, 1917, the first-named company agreed to sell and the second-named company agreed to purchase all the assets and to assume all the liabilities of the first-named company; and whereas all the debts, obligations and liabilities of the first-named company have been duly assumed pursuant to said agreement, and the said companies respectively are desirous of carrying out the terms of the said agreement, and have by their joint petition prayed for the passing of an Act validating, confirming and effectuating the said agreement; and whereas it is deemed expedient to grant the prayer of the said petitioners;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Agreement
set out in
Schedule A
confirmed.

1. The agreement, dated the 10th day of December, 1917, between the North American Accident Insurance Company, an insurance company incorporated under the provisions of *The Ontario Insurance Act*, of the First Part; the North American Accident Insurance Company, incorporated under an Act of the Dominion Parliament of the Second Part, and all persons, firms and corporations, creditors or policy-holders of the party of the First Part of the Third Part, and which agreement is set out in full in Schedule "A" hereto, is hereby ratified, validated and confirmed.

2. The said The North American Accident Insurance Company, incorporated under the provisions of *The Ontario Insurance Act*, is hereby authorized and empowered to assign, grant and convey the property and assets pursuant to the terms of the said agreement, and to do all other acts and things required to fully and completely carry out the provisions and intentions of the said agreement, and any transfer thereof or any part thereof heretofore or hereafter to be made, is hereby validated.

Carrying
out of
agreement.

SCHEDULE "A."

Memorandum of Agreement made the tenth day of December, 1917.

Between:

The North American Accident Insurance Company, an insurance company incorporated under the provisions of *The Ontario Insurance Act*, hereinafter called the Vendor Company, of the first part,

The North American Accident Insurance Company, a company incorporated under an Act of the Dominion Parliament, hereinafter called the Purchaser Company, of the second part,

and

All persons, firms and corporations who are creditors or policy-holders of the Vendor Company, of the third part.

Whereas the Vendor Company was incorporated in the year 1912, under *The Ontario Insurance Act* as a company limited by shares with a capital of \$500,000.00 divided into 5,000 shares of \$100.00 each;

And whereas the capital of the said Vendor Company was subscribed and paid up as appears by the Schedule "A" hereto attached at a premium of 25 per cent., the names of the present shareholders with the amounts of their subscriptions and the amounts paid up thereon being shown in said attached schedule;

And whereas the Purchasing Company was incorporated in the year 1917, by special Act as a company limited by shares with a capital of \$500,000.00 divided into 5,000 shares of \$100.00, each with power to purchase or otherwise acquire the whole or any part of the rights and property of the Vendor Company and to perform and discharge all such duties, obligations and liabilities of that company with respect to the rights and property acquired as are not performed or discharged by that company;

Now it is hereby agreed as follows:

1. The Vendor Company shall sell and the Purchasing Company shall purchase for the sum of \$113,499.91 the whole of the property, undertaking and assets of the Vendor Company whatsoever and wheresoever except uncalled capital as a going concern as of and from the First day of January, 1918.

2. The Purchasing Company shall have the benefit of all subsisting contracts and book debts made with or owing to the Vendor Company and of all securities therefor, and the Purchasing Company shall take over all the debts and liabilities of the Vendor Company including the payment of dividends declared but not paid

paid if any such and shall perform all its engagements and shall indemnify the Vendor Company against all claims, demands and other proceedings in respect thereof.

3. All rights of creditors against the property rights and assets of the Vendor Company and all liens upon its property, rights and assets shall be unimpaired and all debts, contracts, liabilities and duties of the Vendor Company shall attach to the Purchasing Company and may be enforced against it to the same extent as if such debts, contracts, liabilities and duties had been incurred or contracted by the Purchasing Company, and the Purchasing Company hereby covenants and agrees with the parties hereto of the Third Part to pay and fulfil all debts, contracts, liabilities and duties of the Vendor Company.

4. The said purchase price of \$113,499.91 shall be paid to the Vendor Company by the Purchasing Company on the granting by the Treasury Board of a license under *The Insurance Act* to the Purchasing Company, and thereupon the Purchasing Company shall authorize the transfer to the Vendor Company or as it may direct share certificates for 3,064 shares of \$100.00 each in the Purchaser Company with paid up on each share amounts corresponding with the amounts shown as paid up in Schedule "A" hereto in satisfaction of said sum of \$113,499.91.

5. The purchase shall be completed on the granting of such license at the Company's offices in the City of Montreal, in the Province of Quebec, when the purchase money or consideration contemplated hereby shall be paid over and certificates shall be issued and thereupon the Vendor Company and all other necessary parties if any shall execute all such assurances and do all such things as may be reasonably required for vesting all the property hereby agreed to be sold in the Purchasing Company. Until the granting of said license to the Purchaser Company the Vendor Company shall continue to carry on its business and on the actual transfer being made all profits shall accrue to and losses shall be borne or assumed by the Purchaser Company.

6. All expenses of and incidental to the incorporation of the Purchaser Company and of this agreement and of the transfer shall be borne and paid by the Vendor Company out of its assets.

7. Upon the consummation of the transaction contemplated hereby the Vendor Company covenants and agrees with the Purchaser Company to entirely cease to carry on the business of insurance.

In witness thereof the parties hereto of the First and Second Parts have hereunto affixed their Corporate Seals under the hands of the proper officers in that behalf.

Signed, sealed and delivered
in the presence of

(Seal)

(Signed) J. D. MONTGOMERY.

(Seal)

(Signed) DOUGLAS K. RIDOUT.

(Signed) P. W. PEACOCK.

(Signed) DOUGLAS K. RIDOUT.

(Signed) P. W. PEACOCK.

CHAPTER 129.

An Act respecting L'Union Saint-Joseph
du Canada*Assented to 24th April, 1919.*

WHEREAS L'Union Saint-Joseph du Canada, a friendly ^{Preamble.}
society registered under *The Ontario Insurance Act*,
has, by petition, represented that it adopted at its last federal
session, held in Ottawa on the 21st day of August, 1917,
a new tariff of contributions; and whereas doubts have
arisen as to the legality of the said new tariff of contributions
owing to the insufficiency of the notice given to the members
of the society as to the exact changes proposed to be made
in the rates at the said federal session; and whereas the
said society has, by its petition, further represented that the
said new tariff of contributions was necessary for the finan-
cial solvency of the said society; and whereas the said society
has, by its petition, prayed that an Act be passed to validate
and confirm the said tariff; and whereas no opposition
has been offered to the said petition; and whereas it is
expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and con-
sent of the Legislative Assembly of the Province of Ontario,
enacts as follows:—

1. In this Act,—

Interpreta-
tion.

- (a) "Society" shall mean L'Union Saint-Joseph du
Canada;
- (b) "Tariff of contributions" shall mean the scales of
rates or assessments set forth in Schedule "A"
to this Act.

2. Notwithstanding anything contained in the constitution ^{Tariff of}
or codes of the society or in the contract of insurance to the ^{contri-}
contrary, the tariff of contributions and the benefits ^{butions set}
pay-^{out in}
able as adopted by the society at its federal session, held ^{Sched. "A"}
on the 21st day of August, 1917, and which are set forth ^{confirmed.}

in

in Schedule "A" to this Act, are hereby confirmed and validated, and the said tariff and benefits are hereby declared to be conclusive, binding and obligatory as of the 1st day of January, 1918, upon all persons who are or have been members of the said society and upon their beneficiaries and legal representatives.

Authority
to amend
tariff.

3. The society is hereby authorized and empowered to hereafter vary and amend the said tariff of contributions as the financial solvency of the society and circumstances may require, according to law, and to the provisions (if any) of the constitution or codes of the society respecting amendments to its constitution or codes.

Costs.

4. Nothing in this Act shall affect the costs of any action or other proceeding now pending, but the same may be awarded and disposed of and shall be taxed and payable as though this Act had not been passed.

SCHEDULE "A."

TABLE I.

Members admitted after the 1st January, 1917.

Insurance and Expense Fund			Insurance plus Expense Fund				
BENEFITS. at death Face value of policy in cash			BENEFITS Paid up policy at age 70 At death, face value of policy in cash. In case of disability, $\frac{1}{2}$ of policy in cash or 1-20 per year, without further contribution. At age 70, 1-10 of policy during 12 consecutive years. Privilege to belong to sick benefit fund.				
Monthly Contributions			Monthly Contributions Schedule (1): Ordinary Class				
Age	\$100	\$200	Age	\$500	\$1,000	\$1,500	\$2,000
16	20cts	30cts	16	77	1.23	1.70	2.16
17	"	"	17	77	1.24	1.70	2.16
18	"	"	18	78	1.26	1.74	2.22
19	"	"	19	79	1.28	1.77	2.26
20	"	"	20	80	1.30	1.80	2.30
21	"	"	21	82	1.33	1.85	2.36
22	"	"	22	83	1.36	1.89	2.42
23	"	"	23	85	1.39	1.94	2.48
24	25cts	40cts	24	87	1.43	2.00	2.56
25	"	"	25	89	1.47	2.06	2.64
26	"	"	26	91	1.51	2.12	2.72
27	"	"	27	93	1.55	2.18	2.80
28	"	"	28	95	1.60	2.25	2.90
29	"	"	29	97	1.64	2.31	2.98
30	"	"	30	1.00	1.69	2.39	3.08
31	"	"	31	1.03	1.75	2.48	3.20
32	"	"	32	1.05	1.80	2.55	3.30
33	"	"	33	1.09	1.87	2.66	3.44
34	"	"	34	1.12	1.93	2.75	3.56
35	30cts	50cts	35	1.15	2.00	2.85	3.70
36	"	"	36	1.19	2.07	2.96	3.84
37	"	"	37	1.23	2.15	3.08	4.00
38	"	"	38	1.27	2.23	3.20	4.16
39	"	"	39	1.31	2.32	3.33	4.34
40	35cts	60cts	40	1.36	2.42	3.48	4.54
41	"	"	41	1.41	2.52	3.63	4.74
42	"	"	42	1.47	2.63	3.80	4.96
43	"	"	43	1.53	2.76	3.99	5.22
44	"	"	44	1.59	2.88	4.17	5.46
45	40cts	70cts	45	1.66	3.02	4.38	5.74
46	"	"	46	1.74	3.17	4.61	6.04
47	"	"	47	1.82	3.34	4.86	6.38
48	"	"	48	1.91	3.52	5.13	6.74
49	"	"	49	2.01	3.72	5.43	7.14

Schedule (2) Hazardous Class
 \$500.00—8 cts more than Sch. 1
 \$1000.00—15 cts " " "
 \$1500.00—22 cts " " "
 \$2000.00—30 cts " " "

Schedule (3) Extra-Hazardous
 \$ 500.00—15 cts more than Sch. 1
 \$1000.00—30 cts " " "
 \$1500.00—45 cts " " "
 \$2000.00—60 cts " " "

Sick

Sick Benefits				Insurance, Expense and Sick Benefits				
BENEFITS				BENEFITS				
In case of sickness, \$5.00 per week during 15 weeks per year; maximum of 30 weeks for the same sickness.				Paid up policy at age 70. In case of sickness, \$5.00 per week during 15 weeks per year; maximum of 30 weeks for the same sickness. At death, face value of policy in cash. In case of disability, $\frac{1}{2}$ of policy in cash or 1-20 per year. At age 70, 1-10 of policy during 12 consecutive years.				
Age	Schedule (1)	Schedule (2)	Schedule (3)	Monthly Contributions Schedule (1) Ordinary Class				
				Age	\$500	\$1,000	\$1,500	\$2,000
16	30	35	40	16	1.07	1.53	2.00	2.46
17	31	36	41	17	1.08	1.54	2.01	2.47
18	32	37	42	18	1.10	1.58	2.06	2.54
19	33	38	43	19	1.12	1.61	2.10	2.59
20	34	39	44	20	1.14	1.64	2.14	2.64
21	35	40	45	21	1.17	1.68	2.20	2.71
22	36	41	48	22	1.19	1.72	2.25	2.78
23	37	42	49	23	1.22	1.76	2.31	2.85
24	38	43	50	24	1.25	1.81	2.38	2.94
25	39	44	51	25	1.28	1.86	2.45	3.03
26	40	45	52	26	1.31	1.91	2.52	3.12
27	41	46	53	27	1.34	1.96	2.59	3.21
28	42	47	56	28	1.37	2.02	2.67	3.32
29	43	48	57	29	1.40	2.07	2.74	3.41
30	44	49	58	30	1.44	2.13	2.83	3.52
31	45	50	59	31	1.48	2.20	2.93	3.65
32	46	51	60	32	1.51	2.26	3.01	3.76
33	47	52	61	33	1.56	2.34	3.13	3.91
34	48	53	64	34	1.60	2.41	3.23	4.04
35	49	54	65	35	1.64	2.49	3.34	4.19
36	50	55	66	36	1.69	2.57	3.46	4.34
37	51	56	67	37	1.74	2.66	3.59	4.51
38	52	57	68	38	1.79	2.75	3.72	4.68
39	53	58	69	39	1.84	2.85	3.86	4.87
40	54	59	72	40	1.90	2.96	4.02	5.08
41	55	60	73	41	1.96	3.07	4.18	5.29
42	56	61	74	42	2.03	3.19	4.36	5.52
43	57	62	75	43	2.10	3.33	4.56	5.79
44	58	63	76	44	2.15	3.46	4.75	6.04
45	59	64	77	45	2.25	3.61	4.97	6.33
46	60	70	80	46	2.34	3.77	5.21	6.64
47	61	71	81	47	2.43	3.95	5.47	6.99
48	63	73	83	48	2.52	4.15	5.76	7.37
49	65	75	85	49	2.68	4.38	6.08	7.79
Schedule (2) Hazardous Class Add the schedules (2) of the insurance fund and of sick benefit fund.				Schedule (3) Extra-Hazardous Class Add the schedules (3) of the insurance fund and of the sick benefit fund.				

TABLE

TABLE II.

READJUSTED CONTRIBUTIONS FOR FORMER "CAISSES."

Members admitted before the 1st September, 1911. New tariff coming into force on the 1st January, 1918, according to attained age.

Future monthly contribution (Insurance only).

Age	A \$1,000	C \$1,000	Bon Mutuel \$1,500	Bon Conjoint \$1,500	Age	A \$1,000	C \$1,000	Bon Mutuel \$1,500	Bon Conjoint \$1,500
21	.....	93	1.00	1.72	47	2.37	2.22	2.72	4.50
22	.....	93	1.03	1.77	48	2.48	2.33	2.86	4.73
23	.....	93	1.05	1.82	49	2.60	2.46	3.00	4.98
24	.....	96	1.10	1.87	50	2.72	2.58	3.15	5.26
25	.....	98	1.14	1.93	51	2.85	2.72	3.31	5.55
26	.....	1.00	1.18	1.99	52	3.00	2.87	3.49	5.88
27	.....	1.03	1.22	2.05	53	3.15	3.04	3.68	6.23
28	.....	1.06	1.26	2.11	54	3.31	3.22	3.88	6.62
29	.....	1.09	1.31	2.18	55	3.31	3.42	4.11	7.05
30	.....	1.13	1.36	2.25	56	3.31	3.65	4.35	7.53
31	.....	1.17	1.41	2.33	57	3.31	3.89	4.61	8.06
32	1.31	1.21	1.46	2.41	58	3.31	4.16	4.89	8.65
33	1.35	1.25	1.51	2.50	59	3.31	4.45	5.19	9.33
34	1.40	1.30	1.57	2.59	60	3.31	4.78	5.50	10.10
35	1.45	1.34	1.62	2.68	61	3.31	5.20	5.50	10.97
36	1.51	1.39	1.69	2.79	62	3.31	5.74	5.50	11.97
37	1.57	1.45	1.76	2.90	63	3.31	6.27	5.50	13.15
38	1.63	1.50	1.83	3.01	64	3.31	6.86	5.50	14.54
39	1.69	1.57	1.91	3.14	65	3.31	7.58	5.50	16.23
40	1.76	1.63	1.99	3.27	66	3.31	8.45	5.50	18.35
41	1.83	1.70	2.08	3.41	67	3.31	9.48	5.50	21.05
42	1.91	1.77	2.17	3.56	68	3.31	10.80	5.50	24.38
43	1.99	1.85	2.27	3.73	69	3.31	12.48	5.50	26.49
44	2.08	1.93	2.37	3.90	70	.....	.....	.....	.....
45	2.17	2.02	2.49	4.08	and	.....	.....	.....	.....
46	2.27	2.12	2.60	4.28	over	5.70	.....	.....	27.09

TABLE III.

INSURANCE "CAISSE O."

Members admitted from 1st September, 1911, to 31st December, 1916. The rates are and remain as follows, ordinary class, costs of administration not included. Age at admission.

Age.	\$500.00	\$1,000.00	\$1,500.00	\$2,000.00
16	47	93	1.40	1.86
17	47	93	1.40	1.86
18	47	93	1.40	1.86
19	47	93	1.40	1.86
20	47	93	1.40	1.86
21	47	93	1.40	1.86
22	48	96	1.44	1.92
23	49	98	1.47	1.96
24	51	1.01	1.52	2.02
25	52	1.04	1.56	2.08
26	54	1.07	1.61	2.14
27	56	1.11	1.67	2.22
28	57	1.14	1.71	2.28
29	59	1.18	1.77	2.36
30	61	1.22	1.83	2.44
31	63	1.26	1.89	2.52
32	66	1.31	1.97	2.62
33	68	1.35	2.03	2.70
34	70	1.40	2.10	2.80
35	73	1.45	2.18	2.90
36	76	1.51	2.27	3.02
37	79	1.57	2.36	3.14
38	82	1.63	2.45	3.26
39	85	1.69	2.54	3.38
40	88	1.76	2.64	3.52
41	92	1.83	2.75	3.66
42	96	1.91	2.87	3.82
43	1.00	1.99	2.99	3.98
44	1.04	2.07	3.11	4.14
45	1.08	2.16	3.24	4.32
46	1.13	2.25	3.38	4.50
47	1.18	2.35	3.53	4.70
48	1.23	2.45	3.68	4.90
49	1.29	2.58	3.87	5.16

TABLE IV.

CAISSE "E."

Benefits: Payable in cash at death.
Monthly contributions.

SERIES No. 1.						
AGE at Admission	Insurance of \$100.00			Insurance of \$200.00		
	Contribution from the 1st September, 1912			Contribution from the 1st September, 1912		
	Ass.	Adm.	Total	Ass.	Adm.	Total
15 to 19.	10	5	15	15	10	25
20 to 34.	20	5	25	25	10	35
34 to 39.	25	5	30	30	10	40
40 to 55.	40	5	45	60	10	70
SERIES No. 2.						
15 to 29.	15	5	20	20	10	30
30 to 44.	30	5	35	40	10	50
45 to 50.	35	5	40	50	10	60

TABLE V.

OPTIONS.

Member admitted before September, 1911.

The members subject to the increased rates enacted by the federal session of L'Union Saint-Joseph du Canada, held in the month of August, 1917, were entitled legally to continue to pay the contributions formerly paid by them before the readjustment, if they have accepted the following options:

Members of the former Caisse "C" (1900 to 1911) may exchange their policy for \$1,000 whole life policy (or \$500 as the case may be) or again they may pay the same contribution with four-fifths of the benefits of their former policy.

Members of the former caisse "Bon Mutuel" may exchange their policy for \$1,000 whole life policy (or \$500 whole life in the case of a certificate of \$750).

Members of the former caisse "Bon Conjoint" may exchange their policy without increased rates:

1. If admitted before October, 1906:

Option A: \$800 whole life, with wife's benefits of \$50 and sick benefits of \$2.50;

Option B: \$1,000 whole life. Sick benefits subject to an extra contribution.

2. If admitted after October, 1906:

Option C: \$1,000 whole life with wife's benefits of \$50 and sick benefits of \$2.50.

Option

Option D: Paid-up policy of \$1,000 at age seventy and old age benefits and disability benefits.

N.B.—The half of each one of these options in the case of an original policy of \$750 instead of \$1,500.

TABLE V (*Continued*).

MEMBERS OF CAISSE "A."

If 55 years of age or more, on the 31st December, 1917, the option of a paid-up policy as follows:

Age on 31st December, 1917	Policy of \$500.00	Policy of \$1,000.00
	Paid up policy of	Paid up policy of
55 to 59	\$175.00	\$350.00
60 to 64	200.00	400.00
65 to 69	225.00	450.00
70 and over	250.00	500.00

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